



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

खण्ड 24]

शिमला, शनिवार, 30 अक्टूबर, 1976/8 कार्तिक, 1898.

[संख्या 44

विषय-सूची

| | | |
|-------|---|-------------------------------|
| भाग 1 | वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के राज्यपाल और हिमाचल प्रदेश हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि... | 1622-1627 |
| भाग 2 | वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं इत्यादि... | 1627-1631 |
| भाग 3 | अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश हाई कोर्ट, फाइनेंशियल कमिशनर तथा कमिशनर आफ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि... | 1631-1639 तथा 1667-1668 |
| भाग 4 | स्थानीय स्वायत्त शासन: म्यूनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, मेट्रोफाइन और टाउन एरिया तथा पंचायत विभाग... | 1639-1648 |
| भाग 5 | वैयक्तिक अधिसूचनाएं और विज्ञापन... | 1649-1651 तथा 1668-1669 |
| भाग 6 | भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन... | 1652-1667 |
| भाग 7 | भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं | — |
| — | अनुपूरक | — |

30 अक्टूबर, 1976/8 कार्तिक, 1898 को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञापित 'असाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुई:-

| विज्ञापित की संख्या | विभाग का नाम | विषय |
|--|----------------------------------|--|
| No. TPT-6-15/76, dated October 20, 1976. | Transport Department | Draft amendment to the Reciprocal Agreement relating to the operation of Public Carriers on inter-State routes. |
| No. 11-3/69-Agr. (Sectt.), dated October 19, 1976. | Agriculture Department | Notifying the areas and varieties of cauliflower for purposes of H. P. High Quality Cauliflower Seed Production Order, 1976. |
| No. Hom. (C)-A (3)-19/76, dated 20th/23rd October, 1976. | Home Department | Reproducing S. O. 578 (E) dated the 31st August, 1976 of the Ministry of Home Affairs, Government of India. |
| No. TPT-6-18/76, dated October 23, 1976. | Transport Department | Issuing directions regarding the fixation of rates of fare of mini luxury coaches, luxury coaches and deluxe coaches of the H. P. Tourism Development Corporation. |
| No. 7-31/71-LSG, dated October 26, 1976. | Local Self Government Department | Declaring the local area of Maranda, Tehsil Palampur, District Kangra to be a notified area. |
| No. 11-2/73-Co-op. (F&S) II, dated October 25, 1976. | Food and Supplies Department | The Inter-Zonal Wheat and Wheat Products (Movement Control) Third Amendment Order, 1976. |
| No. 6-2/75-Tpt., dated October 25, 1976. | Transport Department | Fixing the maximum commission rates and demurrage charges to be charged by agents for collecting, forwarding and distribution of goods carried by public carriers. |
| No. 7-31/71-LSG, dated October 27, 1976. | Local Self Government Department | Fixing the number of members of the Maranda Notified Area Committee in Tehsil Palampur, District Kangra. |
| -do- | -do- | Extending certain sections of the H. P. Municipal Act, 1968 to the Maranda Notified Area Committee. |
| -do- | -do- | Appointing the Sub-Divisional Officer (Civil), Palampur as ex-officio President of Maranda Notified Area Committee. |
| No. LSG-c(9)-24/76, dated October 27, 1976. | -do- | Withdrawing the exemption of Octroi on certain food articles in Dalhousie Municipal Committee of Chamba district. |
| -do- | -do- | Sanctioning the levy and exemption of surcharge in the Dalhousie Municipal Committee. |
| -do- | -do- | Sanctioning the enhancement of rate of Octroi in the Dalhousie Municipal Committee. |

भाग 1—वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के राज्यपाल और हिमाचल प्रदेश हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि

हिमाचल प्रदेश सरकार

PERSONNEL DEPARTMENT

OFFICE ORDER

Simla-171 002, the 8th March, 1976

No. 8-45/74-SA-S.—The Governor of Himachal Pradesh on the recommendations of the Departmental Promotion Committee and in consultation with the Himachal Pradesh Public Service Commission is pleased to appoint Shri O. P. Kashyap, Personal Assistant as Private Secretary in the scale of Rs. 500-30-740/40-900 (Class-II Gazetted) with immediate effect. He will be on probation for a period of two years.

L. HMINGLIANA TOCHHAWNG,
Chief Secretary.

NOTIFICATION

Simla-2, the 7th October, 1976

No. 1-3/76-DP (Apptt.).—The Governor, Himachal Pradesh is pleased to order that Shri G. C. Khatana, District Development and Panchayat Officer, Solan shall also hold the charge of the post of Sub-Divisional Magistrate, Kandaghat during the settlement training of Shri S. S. Chauhan, Sub-Divisional Magistrate, Kandaghat, additionally.

SUNEETA MUKHERJEE,
Deputy Secretary.

AGRICULTURE DEPARTMENT

NOTIFICATION

Simla-2, the 14th October, 1976

No. 16-72/70-Agr.—The Governor, Himachal Pradesh is pleased to appoint Shri Y. K. Puri, Senior Technical Assistant (Implements) to officiate as Assistant Soil Conservation Officer (Engineering) in the pay scale of Rs. 400-1100 against a vacant post at Simla purely on temporary basis for a period of six months or till the post is filled in on regular basis, whichever is earlier.

2. This appointment will not confer any right/claim to the officer for his regular appointment as such.

By order,
ANANG PAL,
Secretary.

ANIMAL HUSBANDRY DEPARTMENT

NOTIFICATION

Simla-2, the 9th June, 1976

No. 42-1/69-AH(Sectt.).—Whereas it appears to the Governor, Himachal Pradesh that the land is likely to be required to be taken by the Animal Husbandry Department at public expenses for a public purpose,

namely for the construction of Milk Bar at Chakkar, District Mandi, it is hereby notified that the land in the locality described below in the specification is likely to be required for the said purpose.

2. This notification is made under the provision of section 4 of the Land Acquisition Act, 1894 as applied to Himachal Pradesh to all whom it may concern.

3. In exercise of the powers conferred by the said provision, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted thereunder.

4. Any person interested, who has any objection to the acquisition of any land in the locality may, within thirty (30) days of the publication of this notification, file an objection in writing before the Collector, District Mandi.

SPECIFICATION

District: MANDI

Tehsil: SADAR

| Village | Khasra No. | Big. | Area Bis. Bisw |
|---------|------------|------|-------------------|
| CHALAH | 780/1 | 0 | 3 0 |

S. M. VERMA,
Under Secretary.

VITTA VIBHAG (KHAZANA TATHA LEKHA ANUBHAG)

NOTIFICATION

Simla-171 002, the 19th October, 1976

No. 3-5/74-Fin. (T&A).—In continuation of this Department notification of even number, dated the 23rd July, 1976, the Governor, Himachal Pradesh in consultation with the Himachal Pradesh Public Service Commission is pleased to extend the period of promotion of Shri Tulsi Ram, Assistant Treasury Officer as officiating Treasury Officer, Mandi in the pay scale of Rs. 350-900 (Class-II) on purely temporary and *ad hoc* basis for a further period of three months with effect from 28th August, 1976 or till the post of Treasury Officer, Mandi is filled up on a regular basis whichever is earlier.

M. K. KAW,
Vitta Sachiv.

INDUSTRIES DEPARTMENT

NOTIFICATION

Simla-171 002, the 18th October, 1976

No. 1-4/74-SI.—Whereas it appears to the Governor of Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose, namely for the establishment of an Industrial Area at village Mohal (Mallaun-Ka-Jubbar), Tehsil and District Simla, Himachal Pradesh, it is hereby declared

that the land described in the specification below is required for the above purpose.

2. This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Land Acquisition Collector, [Sub-Divisional Officer (Civil), Simla, District Simla, Himachal Pradesh is hereby directed to take orders for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Land Acquisition Collector (Sub-Divisional Officer (Civil)), Simla district, Simla, Himachal Pradesh.

SPECIFICATION

District : SIMLA

Tehsil : SIMLA

| Village 1 | Khasra No. 2 | Area Big. Bis. | |
|-------------------------------|-----------------|-------------------|----|
| | | 3 | 4 |
| MOHAL (MALLAUN- KA-JUBBAR) | 46 | 31 | 16 |
| | 43 | 0 | 4 |
| | 35 | 6 | 12 |
| | 7 | 0 | 5 |
| | 8 | 0 | 5 |
| | 9 | 0 | 3 |
| | 10 | 0 | 11 |
| | 11 | 4 | 14 |
| | 12 | 2 | 12 |
| | 45 | 0 | 5 |
| | 44 | 3 | 1 |
| Total .. | | 50 | 8 |

R. C. GUPTA,
Secretary.

LABOUR DEPARTMENT

NOTIFICATION

Simla-2, the 6th October, 1976

No. 8-51/72-SI-Shram.—In exercise of the powers conferred by section 88 of the Employees State Insurance Act, 1948) 34 of 1948), the Governor of Himachal Pradesh is pleased to exempt Shri S. R. Verma, a sales representative of M/s Indo-Pharma Pharmaceutical Works, Bombay, who has been posted at Simla, for a period from 1st January, 1976 to 31st December, 1976, from the provisions of the said Act, on the conditions mentioned in the Annexure to this notification.

ANNEXURE

1. The aforesaid factory wherein the employees are employed shall maintain a register showing the names and designations of the exempted employees;

2. Notwithstanding this exemption, the employees shall continue to receive such benefit under the said Act to which they might have become entitled to on the basis of the contributions paid prior to the date from which exemption granted by this notification operates;

3. The contributions for the exempted period, if already paid, shall not be refunded;

4. The employer of the said factory shall submit in respect of the period during which that factory was subject to the operation of the said Act (hereinafter referred to as the said period), such returns in such form and containing such particulars as were due from it in respect of the said period under the Employee's State Insurance (General) Regulations, 1950;

5. Any Inspector appointed by the Corporation under sub-section (1) of section 43 of the said Act, or other official of the Corporation authorised in this behalf shall, for the purposes of:—

- (i) verifying the particulars contained in any return submitted under sub-section (4) of section 44 for the said period; or
- (ii) ascertaining whether registers and records were maintained as required by the Employee's State Insurance (General) Regulations, 1950 for the said period; or
- (iii) ascertaining whether the employees continue to be entitled to benefits provided by the employer in cash and kind being benefits in consideration of which exemption is being granted under this notification; or
- (iv) ascertaining whether any of the provisions of the Act had been complied with during the period when such provisions were in force in relation to the said factory be empowered to:—
 - (a) require the principal or immediate employer to furnish to him such information as he may consider necessary; or
 - (b) enter any factory, establishment, office or other premises occupied by such principal or immediate employer at any reasonable time and require any person found in charge thereof to produce to such Inspector or other official and allow him to examine such documents, books and other documents relating to the employment of persons and payment of wages or to furnish to him such information as he may consider necessary; or
 - (c) examine the principal or immediate employer, his agent or servant or any person found in such factory, establishment, office or other premises, or any person whom the said Inspector or other official has reasonable cause to believe to have been an employee; or
 - (d) make copies of or take extracts from, any register, account book or other document maintained in such factory, establishment, office or other premises.

By order,

R. C. GUPTA,
Secretary.

* PUBLIC WORKS DEPARTMENT NOTIFICATIONS

Simla-171 002, the 4th October, 1976

No. 9-12/73-PW (B).—Whereas it appears to the Governor, Himachal Pradesh that land is likely to be

required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for construction of Brahmpukhar-Jukhala-Ghagas road, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, U.S. Club, Simla.

SPECIFICATION

District: BILASPUR

Tehsil: SADAR

| Village 1 | Khasra No. 2 | Area | |
|--------------|-----------------|-----------|-----------|
| | | Big. 3 | Bis. 4 |
| BALWARH | 148/1 | 0 | 5 |
| | 152 | 0 | 6 |
| | 160 | 0 | 3 |
| | 175 | 0 | 1 |
| | 176 | 0 | 2 |
| | 177/1 | 0 | 1 |
| | 190 | 0 | 1 |
| | 191 | 0 | 3 |
| | 195 | 0 | 3 |
| | 196 | 0 | 1 |
| | 199 | 0 | 1 |
| | 200 | 0 | 1 |
| | 201 | 11 | 15 |
| Total .. | 13 | 13 | 3 |
| BATOHLI | 8/1 | 0 | 5 |
| | 9/1 | 0 | 7 |
| | 11/1 | 0 | 1 |
| | 12/1 | 0 | 3 |
| | 13/1 | 0 | 6 |
| | 14/1 | 0 | 2 |
| | 15/1 | 0 | 1 |
| | 16/1 | 0 | 8 |
| | 19/1 | 1 | 0 |
| | 22/1 | 0 | 5 |
| | 24/1 | 2 | 3 |
| | 25/1 | 0 | 6 |
| | 57 | 0 | 13 |
| | 61/1 | 0 | 1 |
| | 66/1 | 0 | 2 |
| | 68/1 | 0 | 12 |
| | 81/2/1 | 0 | 11 |
| | 81/3/1 | 0 | 5 |
| | 74/1 | 0 | 5 |
| | 73/1 | 0 | 1 |
| Total .. | 20 | 7 | 17 |

| 1 | 2 | 3 | 4 |
|--------|------|---|----|
| GHIANA | 64/1 | 1 | 2 |
| | 72/1 | 0 | 9 |
| | 61/1 | 0 | 14 |
| | 61/4 | 0 | 17 |
| | 61/5 | 0 | 11 |
| | 62/1 | 0 | 6 |
| | 71/1 | 0 | 3 |
| | 55/1 | 2 | 17 |
| | 56/1 | 0 | 2 |
| | 76/1 | 0 | 9 |
| | 58/1 | 0 | 10 |
| | 93/1 | 0 | 19 |
| | 63/1 | 0 | 5 |
| | 63/2 | 0 | 4 |
| | 53/1 | 1 | 16 |

Total .. 15 11 4

GASOR 45

| | | |
|---------|---|----|
| 1/1 | 0 | 3 |
| 57/1 | 2 | 12 |
| 57/3 | 0 | 12 |
| 58/1 | 1 | 0 |
| 60/1 | 1 | 1 |
| 61/1 | 0 | 4 |
| 62/1 | 0 | 40 |
| 67 | 0 | 5 |
| 69/1 | 0 | 1 |
| 70/1 | 0 | 1 |
| 71/1 | 0 | 4 |
| 72/1 | 0 | 8 |
| 77/1 | 0 | 3 |
| 78/1 | 0 | 2 |
| 79/1 | 0 | 1 |
| 80/1 | 0 | 6 |
| 83/1 | 0 | 6 |
| 86/1 | 2 | 6 |
| 90/1 | 0 | 17 |
| 90/2 | 0 | 0 |
| 94/1 | 1 | 11 |
| 99/1 | 0 | 4 |
| 101/2/1 | 1 | 10 |
| 106/1 | 0 | 11 |
| 107/1 | 0 | 12 |
| 109/1 | 0 | 3 |
| 115 | 0 | 19 |
| 116 | 0 | 11 |
| 117/1 | 0 | 8 |

Total .. 29 17 11

PANCHAITAN 24

| | | |
|------|---|----|
| 15/1 | 0 | 1 |
| 16/1 | 0 | 3 |
| 16/2 | 0 | 5 |
| 18/1 | 0 | 2 |
| 21/1 | 0 | 4 |
| 22/1 | 0 | 11 |
| 23/1 | 0 | 4 |
| 24/1 | 0 | 4 |
| 24/2 | 0 | 1 |
| 20 | 0 | 3 |

Total .. 10 1 18

NIHARKHAN BASLA 32

| | | |
|------|---|----|
| 5/1 | 0 | 18 |
| 6/1 | 0 | 5 |
| 12/1 | 1 | 16 |
| 13/1 | 0 | 4 |

| 1 | 2 | 3 | 4 |
|------------|---------|----|----|
| | 19/1 | 0 | 3 |
| | 81/1 | 0 | 1 |
| | 84 | 16 | 8 |
| Total .. | 7 | 19 | 15 |
| DEOLI 108 | 236/1 | 0 | 7 |
| | 236/2 | 0 | 3 |
| | 237/1 | 9 | 13 |
| | 237/2 | 2 | 4 |
| | 382/1 | 1 | 4 |
| | 400/1 | 0 | 11 |
| | 401/1 | 0 | 1 |
| | 611/1 | 0 | 7 |
| | 612/1 | 0 | 1 |
| | 613/1 | 0 | 17 |
| | 616/1 | 0 | 1 |
| | 713/1 | 1 | 3 |
| | 715/1 | 0 | 19 |
| | 720/1 | 0 | 1 |
| | 722/1 | 0 | 14 |
| | 722/1/1 | 0 | 2 |
| | 723/1 | 4 | 10 |
| | 723/2 | 1 | 3 |
| | 723/3 | 1 | 5 |
| | 723/4 | 5 | 5 |
| | 709/1 | 0 | 5 |
| | 723/4/1 | 0 | 1 |
| | 723/7/1 | 0 | 1 |
| | 724/1 | 0 | 9 |
| Total .. | 24 | 31 | 7 |
| KOTLA 33 | 121/1 | 0 | 3 |
| | 133/1 | 0 | 6 |
| | 131/1 | 0 | 1 |
| | 131/2 | 0 | 2 |
| | 143/1 | 0 | 5 |
| | 66/1 | 0 | 1 |
| | 130/1 | 0 | 4 |
| | 72/1 | 0 | 5 |
| | 148 | 15 | 9 |
| | 148/1 | 0 | 3 |
| | 73/1 | 0 | 8 |
| | 64/1 | 0 | 1 |
| | 65 | 0 | 1 |
| | 67/1 | 0 | 1 |
| | 69 | 0 | 2 |
| | 226/1 | 0 | 1 |
| | 226/2 | 0 | 3 |
| | 227/1 | 0 | 5 |
| | 227/2 | 0 | 1 |
| Total .. | 19 | 18 | 2 |
| JUKHALA 39 | 11/1 | 1 | 12 |
| | 14 | 1 | 3 |
| | 15/1 | 0 | 3 |
| | 15/2 | 0 | 2 |
| | 25/1 | 0 | 1 |
| | 25/2 | 0 | 4 |
| | 26/1 | 0 | 1 |
| | 58/1 | 0 | 4 |
| | 61/1 | 0 | 5 |
| | 94/1 | 0 | 2 |
| | 95/1 | 0 | 4 |
| | 98/1 | 0 | 1 |
| | 104/1 | 0 | 1 |
| | 110/1 | 0 | 3 |

| 1 | 2 | 3 | 4 |
|----------|-------|---|---|
| | 114/1 | 0 | 5 |
| | 116/1 | 0 | 1 |
| | 117/1 | 0 | 3 |
| | 119/1 | 0 | 8 |
| | 120/1 | 0 | 1 |
| | 123/1 | 0 | 4 |
| | 124/1 | 0 | 6 |
| | 125/1 | 0 | 4 |
| | 126/1 | 0 | 6 |
| | 128/1 | 0 | 1 |
| | 138/1 | 0 | 5 |
| | 139/1 | 0 | 1 |
| | 140/1 | 0 | 2 |
| | 142/1 | 0 | 1 |
| | 143/1 | 0 | 1 |
| | 144/1 | 0 | 0 |
| | 146/1 | 0 | 1 |
| | 146/2 | 0 | 1 |
| | 174/1 | 0 | 1 |
| | 174/2 | 0 | 3 |
| Total .. | 34 | 7 | 1 |

By order,
B. C. NEGI,
Commissioner-cum-Secretary.

Simla-171002, the 16th October, 1976

No. PBW-II(A)-(2)-9/76.—The Governor of Himachal Pradesh is pleased to constitute a committee of experts to advise and approve in general the design of new houses with a view to retaining hill architecture and beauty of the land scape consisting of the following:—

1. Smt. Satyawati Parmar, Member of the H. P. Housing Board, Oakover, Simla. *Chairman*
2. Shri Raj Kishan Gaur, P. O. Manali, Distt. Kulu. *Member*
3. Shri Roshan Lal, Chairman, Block Samiti, Nagrota (District Kangra). *Member*
4. Shri Shibani Ganju, Architect in Town Planning and Designs, D-4, Defence Colony, New Delhi. *Member*
5. Prof. R. Bhan, Ecology and Landscape Architect, D-198, Defence Colony, New Delhi. *Member*
6. Shri B. V. Doshi, Architect, Institute of Architect and Planning, Ahmedabad. *Member*
7. Shri H. C. Malhotra, Chief Engineer (South), H. P. P.W.D., Simla-1. *Member*
8. Shri I. D. Mirchandani, Chief Engineer-cum-Secretary, Housing Board, H. P., Simla. *Member*
9. Shri R. C. Singh, Chief Engineer (North), H. P. P.W.D., Simla-1. *Secretary.*

2. The functions of the Committee shall be as under:—

- (i) To advise and approve the design in general of new houses with a view to retain hill architecture and beauty of the landscape.
3. The non-official members will be entitled to payment of T.A./D.A. as per usual rates, which will be decided later on.

By order,
B. C. NEGI,
Secretary.

REVENUE DEPARTMENT

NOTIFICATIONS

Simla-171002, the 28th September, 1976

No. Rev-2-A (2)-2/76.—In exercise of the powers vested in him under section 3 (2) of the Himachal Pradesh Restitution of Mortgaged Lands Act, 1976 (Act No. 20 of 1976), and all other powers enabling him in this behalf, the Governor of Himachal Pradesh is pleased to specially empower the following officers, who are Assistant Collectors of the First Grade to perform the duties of a Collector for the purposes of the said Act, to be exercised by them within the local limits of their respective jurisdictions as specified against each, from the date they took over the charge of the post:—

| Name of Officer | Area of jurisdiction |
|---|-----------------------------|
| 1. Shri Surrendra Pal, Sub-Divisional Officer (Civil), Chachiot head-quarters at Mandi, District Mandi. | Chachiot Sub-Division. |
| 2. Shri S. N. Joshi, Sub-Divisional Officer (Civil), Jogindernagar, District Mandi. | Jogindernagar Sub-Division. |
| 3. Shri C. Balkrishanan, Sub-Divisional Officer (Civil), Dehra, District Kangra. | Dehra Sub-Division. |

Simla-171002, the 28th September, 1976

No. Rev-2-A (2)-2/76.—In exercise of the powers vested in him under clause (b) of sub-section (1) of section 28 of the Himachal Pradesh Land Revenue Act, 1953 (Act No. 6 of 1954), and all other powers enabling him in this behalf, the Governor of Himachal Pradesh is pleased to confer on the following officers, all the powers of an Assistant Collector First Grade under the said Act to be exercised by them within the local limits of their respective jurisdictions as specified against each, from the date they took over the charge of the post:—

| Name of Officer | Area of jurisdiction |
|---|-----------------------------|
| 1. Shri Surrendra Pal, Sub-Divisional Officer (Civil), Chachiot Head-quarters at Mandi, District Mandi. | Chachiot Sub-Division. |
| 2. Shri S. N. Joshi, Sub-Divisional Officer (Civil), Jogindernagar, District Mandi. | Jogindernagar Sub-Division. |
| 3. Shri C. Balkrishanan, Sub-Divisional Officer (Civil), Dehra, District Kangra. | Dehra Sub-Division. |

Simla-171002, the 28th September, 1976

No. Rev-2-A (2)-2/76.—In exercise of the powers vested in him under section 3(c) of the Land Acquisition Act, 1894, and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, is pleased to confer on the following officers, all the powers of a Collector under the said Act to be exercised by them within the local limits of their respective jurisdictions as specified against each, from the date they took over the charge of the post:—

| Name of Officer | Area of jurisdiction |
|---|-----------------------------|
| 1. Shri Surrendra Pal, Sub-Divisional Officer (Civil), Chachiot Head-quarters at Mandi, District Mandi. | Chachiot Sub-Division. |
| 2. Shri S. N. Joshi, Sub-Divisional Officer (Civil), Jogindernagar, District Mandi. | Jogindernagar Sub-Division. |
| 3. Shri C. Balkrishanan, Sub-Divisional Officer (Civil), Dehra, District Kangra. | Dehra Sub-Division. |

Simla-171002, the 28th September, 1976

No. Rev-2-A (2)-2/76.—In exercise of the powers vested in him under clause (a) of sub-section (1) of section 28 of the Himachal Pradesh Land Revenue Act, 1953 (Act No. 6 of 1954), and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to confer on the following officers, all the powers of a Collector under the said Act to be exercised by them within the local limits of their respective jurisdictions as specified against each, subject to the control of the Collector of the district, from the date they took over the charge of the post:—

| Name of Officer | Area of jurisdiction |
|---|-----------------------------|
| 1. Shri Surrendra Pal, Sub-Divisional Officer (Civil), Chachiot Head-quarters at Mandi, District Mandi. | Chachiot Sub-Division. |
| 2. Shri S. N. Joshi, Sub-Divisional Officer (Civil), Jogindernagar, District Mandi. | Jogindernagar Sub-Division. |
| 3. Shri C. Balkrishanan, Sub-Divisional Officer (Civil), Dehra, District Kangra. | Dehra Sub-Division. |

By order,
P. K. MATTOO,
Secretary.

Simla-2, the 5th October, 1976

No. 13-1/76-Rev. Cell.—In exercise of the powers vested in him under section 3 (c) of the Land Acquisition Act, 1894, and all other powers enabling

him in this behalf, the Governor, Himachal Pradesh, is pleased to empower Shri C. Bala Krishnan, I.A.S., Sub-Divisional Officer (Civil), Dehra, District Kangra, to perform the functions of the Land Acquisition Collector for the purposes of the said Act, within the limits of Kangra district (Himachal Pradesh) in

addition to his own duties, with immediate effect, till Shri D. P. Sabbarwal, resumes his duties.

By order,
BALDEV SINGH,
Under Secretary (Pong Dam).

भाग 2—बैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएँ इत्यादि

ELECTION DEPARTMENT (NIRVACHAN VIBHAG) NOTIFICATION

Simla-2, the 13th October, 1976

No. 5-19/69-Elec.—On the recommendations of the Departmental Promotion Committee, Shri Prithi Singh, Naib-Tehsildar (Election), is hereby promoted to officiate as Tehsildar (Election) (Class-III Gazetted), in the scale of Rs.400-25-500/30-650, purely as a temporary measure.

2. Consequent upon his promotion, he is posted as Tehsildar (Election) at Dharamsala, District Kangra.

3. The promotion being a purely temporary measure will not confer any right or claim on the officer for seniority, confirmation and regular promotion and he can be reverted to his original post at any time without assigning any reason therefor.

P. P. SRIVASTAVA,
Chief Electoral Officer.

OFFICE OF THE DEPUTY COMMISSIONER, SIMLA

NOTIFICATION

Simla-1, the 14th October, 1976

No. 2313-25.—Whereas the vacancies of office bearers in various Gram Panchayats as mentioned below have occurred owing to reasons indicated against each;

Now, therefore, the vacancies are hereby notified for general information of the public/Panchayats:

| Sr. No. | Name of Block | Name of Gram Panchayat | Nature of vacancy and ward number | Reasons of vacancy |
|---------|---------------|------------------------|-----------------------------------|--|
| 1. | Chopal | Majholi | Panch, ward No. 9, Bag-1. | Due to death of Sh. Fagnu Ram, Panch. |
| 2. | Theog | Kelvi | Panch, ward No. 2, Kelvi-2. | Due to death of Sh. Kamna Ram, Panch. |
| 3. | Narkanda | Jar | Panch, ward No. 2, Challan-1. | Due to death of Sh. Kalmu Ram, Panch. |
| 4. | Rampur | Sholi | Panch, ward No. 12, Shakla. | Due to death of Sh. Sangat Ram, Panch. |
| 5. | Mashobra | Pahal | Panch, ward No. 9, Pahal-1. | Due to death of Sh. Jewanu Ram, Panch. |
| 6. | -do- | Dharbog | Co-opted Panch. | Due to death of Smt. Lachhmi Devi, Co-opted Panch. |

AJAY PRASAD,
Deputy Commissioner.

कार्यालय उपायुक्त, जिला शिमला, हिमाचल प्रदेश
शुद्धि-पत्र

शिमला-171001, 14 अक्टूबर, 1976

नम्बर एस0 एम0 एल0 8-3/76-इलेक.—इस कार्यालय द्वारा जारी की गई अधिसूचना नम्बर एस0 एम0 एल0 8-5175-इलेक, दिनांक 21 सितम्बर, 1976 जो कि 25 सितम्बर, 1976 को राजपत्र हिमाचल प्रदेश में 1518-1519 पृष्ठों पर प्रकाशित हुई

है, की सारणी में खण्ड (ब्लॉक) व सब-तहसील कुमारसैन के नीचे, वर्णित 2-खनेटी तथा 3-जजैली ग्राम पंचायतों के सम्बल खाता नम्बर 3 में "4—परासी-9" के स्थान पर "14—परासी-9" और "7—चबोता-2" के स्थान पर "7—बमोला-2" पढ़ा जाये।

अजय प्रसाद,
उपायुक्त, शिमला।

कार्यालय उपायुक्त, चम्बा जिला, चम्बा (हिमाचल प्रदेश)

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अधिसूचना

चम्बा-176310, 14 अक्तूबर, 1976

स० 13-सी०-एच०-एम०-14 (224)/76-इलेक-111.—जैसा कि पांगी खण्ड, तहसील पांगी, जिला चम्बा में पंचायत समिति के प्राथमिक सदस्यों के निर्वाचन हेतु नियुक्त किए गए सहायक रिटर्निंग अधिकारियों ने हिमाचल प्रदेश पंचायत समिति (निर्वाचन) नियम, 1973 के नियम 18 व 42 के अधीन निर्वाचित प्राथमिक सदस्यों की सूचना दी है।

अतः अब मैं, आई० के० सूरी, उपायुक्त, चम्बा, हिमाचल प्रदेश पंचायत समिति (निर्वाचन) नियम, 1973 के नियम 45 के अन्तर्गत नीचे दी गई सारणी अनुसार पांगी खण्ड, तहसील पांगी की पंचायत समिति के निर्वाचित प्राथमिक सदस्यों के नामों को जन-साधारण की सूचना हेतु अधिसूचित करता हूँ :—

सारणी

पंचायत समिति : पांगी

जिला : चम्बा

| क्रम स० | निर्वाचन क्षेत्र का नं० या नाम | निर्वाचित सदस्य का नाम व पता |
|------------|-----------------------------------|--|
| 1 | 2 | 3 |
| 1. | 1. धरवास | 1. श्री निहाल चन्द सुपुत्र श्री जयदास, ग्राम व ड० धरवास, तहसील पांगी, जिला चम्बा। |
| 2. | | 2. श्री शामलाल सुपुत्र श्री होशियार चन्द, ग्राम व ड० धरवास, तहसील पांगी, जिला चम्बा। |
| 3. | | 3. श्री सुनी राम सुपुत्र श्री चेताराम, ग्राम व ड० धरवास, तहसील पांगी, जिला चम्बा। |
| 4. | 2. करवास | 1. श्री भगवान चन्द सुपुत्र श्री जईया, ग्राम धंभीत, ड० किलाड, तहसील पांगी, जिला चम्बा। |
| 5. | | 2. श्री नाथा राम सुपुत्र श्री वनपत, ग्राम हुगाल, ड० किलाड, तहसील पांगी, जिला चम्बा। |
| 6. | | 3. श्री ध्यान मिह सुपुत्र श्री टिका राम, ग्राम मनवास, ड० किलाड, तहसील पांगी, जिला चम्बा। |

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| 7. | 3. किलाड | 1. श्री राम लाल सुपुत्र श्री दसरथ, ग्राम धमोह, ड० किलाड, तहसील पांगी, जिला चम्बा। |
| 8. | | 2. श्री बैन्सू राम सुपुत्र श्री कर्मदास, ग्राम परमस, ड० किलाड, तहसील पांगी, जिला चम्बा। |
| 9. | | 3. श्री करम लाल सुपुत्र श्री पुतु, ग्राम कुफा, ड० किलाड, तहसील पांगी, जिला चम्बा। |
| 10. | | 4. श्री मोहन लाल सुपुत्र श्री दलीप चन्द, ग्राम धमोह, ड० किलाड, तहसील पांगी, जिला चम्बा। |
| 11. | 4. साच | 1. श्री धनी राम सुपुत्र श्री गंगू राम, ग्राम कुठल, ड० साच, तहसील पांगी, जिला चम्बा। |
| 12. | | 2. श्री मंगल दास सुपुत्र श्री गंगा राम, ग्राम परमस, ड० साच, तहसील पांगी, जिला चम्बा। |
| 13. | | 3. श्री कन्दू राम सुपुत्र श्री सैता, ग्राम किन्डर, ड० साच, तहसील पांगी, जिला चम्बा। |
| 14. | | 4. श्री तारु राम सुपुत्र श्री दौल, ग्राम व ड० साच, तहसील पांगी, जिला चम्बा। |
| 15. | 5. सेवू | 1. श्री वीरवल सुपुत्र श्री कुन्कू, ग्राम चस्क, ड० किलाड, तहसील पांगी, जिला चम्बा। |
| 16. | | 2. श्री राम चरण सुपुत्र श्री महेश दास, ग्राम मिचम, ड० किलाड, तहसील पांगी, जिला चम्बा। |
| 17. | | 3. श्री शम्भू राम सुपुत्र श्री अली चन्द, ग्राम भेडवास, ड० किलाड, तहसील पांगी, जिला चम्बा। |
| 18. | 6. पुर्धी | 1. श्री रोशन लाल सुपुत्र श्री गुहलू, ग्राम शमेर, ड० किलाड, तहसील पांगी, जिला चम्बा। |

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| 19. | 2. श्री काली दास सुपुत्र श्री सपूर्ण, ग्राम पुर्यो, डा0 किलाड, तहसील पांगी, जिला चम्बा। | |
| | 3. श्री जयदास सुपुत्र श्री चणू, ग्राम शोर, डा0 किलाड, तहसील पांगी, जिला चम्बा। | |
| | आई0 के0 सूरी, उपायुक्त, चम्बा। | |

कार्यालय जिलाधीश, सोलन जिला, सोलन, हिमाचल प्रदेश
अधिसूचनाएं
सोलन, 13 अक्तूबर, 1976

नं0 7-सोलन-(पंच-इलैक0)-12176-986.—जैसा कि निम्नलिखित
ग्राम पंचायतों के प्रधानों, उप-प्रधानों के स्थान उनकी मृत्यु होने,
याग-पत्र देने या हटाये जाने के कारण रिक्त हो गये थे और
जन के उप-निर्वाचन करवाये जा कर निर्वाचित प्रधानों व उप-प्रधानों
के नाम प्राधिकृत अधिकारियों द्वारा घोषित किये जा चुके हैं।

इसलिये, अब मैं, सुरेन्द्र किशोर, जिलाधीश सोलन, हिमाचल
प्रदेश ग्राम पंचायत (निर्वाचन) नियम, 1972 के नियम 50 के
अधीन निर्वाचित प्रधानों व उप-प्रधानों के नामों को जनसाधारण
की सूचना के लिये निम्नलिखित सारणी में अधिसूचित करता हूँ:—

सारणी

| क्रम संख्या | ग्राम पंचायत का नाम | निर्वाचित प्रधान का नाम व पूरा पता | निर्वाचित उप- प्रधान का नाम व पूरा पता |
|----------------|------------------------|---------------------------------------|--|
| 1 | 2 | 3 | 4 |

विकास खण्ड : कण्डाघाट

| | | |
|-----------|---|---|
| 1. तुन्दल | श्री हेम राम पुत्र श्री नन्दा, ग्राम ठडा, डा0 सादोपुल, तहसील कण्डाघाट, जिला सोलन। | — |
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विकास खण्ड : कुनिहार

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| 2. पलानिया | श्री नरोत्तम राम पुत्र श्री तुलसी राम, ग्राम पलानिया, डा0 धामी, तहसील अर्की, जिला सोलन। | श्री रूप राम पुत्र श्री केशव राम, ग्राम रूपे की बेहड़, डा0 धामी, तहसील अर्की, जिला सोलन। |
|------------|---|---|

| 1 | 2 | 3 | 4 |
|----------|---|---|---|
| 3. बलेरा | श्री दीनत राम पुत्र श्री हरिवर, ग्राम, भरजटा, डा0 मूमना, तहसील अर्की, जिला सोलन। | — | |
| 4. मनहोल | विकास खण्ड : धर्मपुर श्री दुर्गा सिंह पुत्र श्री हंस राम, ग्राम गवानग, तहसील व जिला सोलन। | — | |

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| 5. जंगेश | — | श्री कृपा राम पुत्र श्री लेमा, ग्राम जंगेश, तहसील कसौली, जिला सोलन। | |
| 6. टकसाल | श्री शेर सिंह पुत्र रुलिया, ग्राम गुम्मा, तहसील कसौली, जिला सोलन। | श्री सत लाल पुत्र श्री नरना राम, ग्राम टकसाल, तहसील कसौली, जिला सोलन। | |

सोलन, 14 अक्तूबर, 1976

नं0 7-सोलन-(पंच-इलैक0)-9176-974.—जैसा कि इस कार्यालय
द्वारा जारी की गई सूचना नम्बर 7-सोलन (पंच-इलैक0) 9176
दिनांक 24-9-76 के अनुसार न्याय पंचायत टकसाल, विकास खण्ड
धर्मपुर के पंचों का निर्वाचन करवा कर निर्वाचित न्याय पंचों के
नामों की घोषणा सम्बंधित प्राधिकृत अधिकारी द्वारा की जा चुकी
है और निर्वाचन सम्बंधी कार्यवाही की प्रति भी प्राप्त हो चुकी है।

इसलिए, अब मैं, सुरेन्द्र किशोर, जिलाधीश, सोलन, जिला सोलन,
हिमाचल प्रदेश न्याय पंचायत (निर्वाचन) नियम, 1973 के नियम
26 के अन्तर्गत प्राप्त शक्तियों का प्रयोग करते हुए न्याय पंचायत
टकसाल के निर्वाचित न्याय पंचों के नामों को जनसाधारण की
जानकारी हेतु अधिसूचित करता हूँ:—

सारणी

| क्रम संख्या | न्याय पंचायत का नाम | निर्वाचित न्याय पंचों के नाम व पूरा पता |
|----------------|------------------------|--|
| 1 | 2 | 3 |

| | |
|----------|---|
| 1. टकसाल | (1) श्री अमी चन्द पुत्र श्री लच्छमन सिंह, ग्राम गुम्मा, डा0 टकसाल, तहसील कसौली। |
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कार्यालय जिलाधीश, जिला किन्नौर, हिमाचल प्रदेश

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(2) श्री ज्ञान सिंह पुत्र श्री दिवान सिंह, ग्राम डंगवार, डा0 टकसाल, तहसील कसौली।

अधिसूचना

काल्पा-172 108, 13 अक्टूबर, 1976

(3) श्री मस्तराम पुत्र श्री बहादुर सिंह, ग्राम धगड़ (अम्बोटा), डा0 टकसाल, तहसील कसौली।

क्रमांक कनर-385173.—हिमाचल प्रदेश पंचायती राज अधिनियम 1968 की धारा 139(3)(च) तथा हि0 प्र0 जिला पंचायत (सदस्यों के सहविकल्प) नियम, 1973 के नियम 9 (बी) अनुसार, मैं, रवी डींगरा, जिलाधीश, किन्नौर मण्डल, काल्पा, उ. प्रदेश के नाम जिन्हें जिला परिषद किन्नौर के सदस्यों न, परिषद की बैठक दिनांक 28-3-1976 के अन्तर्गत सहविकल्पित किया है सर्वसाधारण की सूचना के लिये नीचे दी गई सारिणी अनुसार प्रकाशित करता हूँ:—

(4) श्री भंगू राम पुत्र श्री मस्तराम, ग्राम व डा0 टकसाल, तहसील कसौली।

(5) श्री देश राज पुत्र श्री सेवा दास, ग्राम टिपरा (गुम्मा), डा0 टकसाल, तहसील कसौली।

(6) श्री श्याम लाल पुत्र श्री तुला राम, ग्राम गुम्मा, डा0 टकसाल, तहसील कसौली।

(7) श्री मुन्नी लाल पुत्र श्री छितरू, ग्राम व डा0 टकसाल, तहसील कसौली।

सुरेन्द्र किशोर,
जिलाधीश।

| जिला परिषद का नाम | सहविकल्पित सदस्य का नाम तथा पता | विवरण |
|-------------------|---------------------------------|-------|
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|---------|--|-------------|
| किन्नौर | (1) कुमारी जवाला दासी सुपुत्री श्री अमरजीत नेगी, ग्राम तराण्डा, तहसील निबार। | महिला सदस्य |
|---------|--|-------------|

कार्यालय उपायुक्त, कांगड़ा स्थित धर्मशाला (हिमाचल प्रदेश)

अधिसूचना

धर्मशाला-176 215, 18 अक्टूबर, 1976

क्रम संख्या-14-24(3)-इलैक-76-7265.—हिमाचल प्रदेश पंचायती राज अधिनियम, 1968 की धारा 68(1) तथा हिमाचल प्रदेश पंचायत समिति (निर्वाचन) नियम, 1973 के नियम 54 का अनुसरण करते हुए मैं, कंवर शमशेर सिंह, उपायुक्त, कांगड़ा, हिमाचल प्रदेश, पंचायत समिति बैजनाथ, तहसील पालमपुर, जिला कांगड़ा के निर्वाचित सभापति तथा उप-सभापति के नाम त्रिम्नलिखित सारिणी के अनुसार सर्व-साधारण की सूचना हेतु प्रकाशित करता हूँ:—

सारणी

| पंचायत समिति का नाम | निर्वाचित सदस्य का नाम तथा पता | विवरण |
|---------------------|--------------------------------|-------|
|---------------------|--------------------------------|-------|

| | | |
|--------|--|--------|
| बैजनाथ | श्री पुर्णचन्द सुपुत्र श्री दुगनाकी राम, ग्राम जमरेला, डा0 वही, तहसील पालमपुर। | सभापति |
|--------|--|--------|

| | |
|--|-----------|
| श्री राधाकृष्ण सुपुत्र श्री गुलाबा राम, ग्राम व डाकखाना सैहल, तहसील पालमपुर। | उप-सभापति |
|--|-----------|

कार्यालय जिलाधीश, हमीरपुर

अधिसूचना

हमीरपुर, 16 अक्टूबर, 1976

नं0 एच0 एम0 आर0-8-1/76-पंच.—जैसा कि विकास खण्ड, नादौन की ग्राम पंचायत बसारल के वार्ड नं0 13 की स्थान उसकी मृत्यु के कारण रिक्त हो गया था और जिसका उप-निर्वाचन कराया जा कर निर्वाचित सदस्य (पंच) का नाम उप-सहायक निर्वाचन अधिकारी द्वारा घोषित किया जा चुका है।

कंवर शमशेर सिंह,
उपायुक्त, कांगड़ा।

इस लिये अब मैं, एस0के0 सूद, जिलाधीश, हमीरपुर, हिमाचल प्रदेश ग्राम पंचायत (निर्वाचन) नियम, 1972 के नियम 45 के अधीन

निर्वाचित सदस्य (पंच) के नाम की जनसाधारण की जानकारी के लिये निम्नलिखित सारणी में अधिसूचित करता हूँ:-

सारणी

| विकास खण्ड का नाम | ग्राम पंचायत का नाम | वाड़ नं० | निर्वाचित पंच का नाम व पूरा पता |
|-------------------|---------------------|----------|--|
| नादौन | बसारल | 13 | श्री प्रभात चन्द, गांव टंग, तप्पा ह्योल, जिला हमीरपुर। |

एस० के० सूद,
जिलाधीश हमीरपुर।

PUBLIC WORKS DEPARTMENT

NOTIFICATION

Simla-3, the 6th October, 1976

No. SE-PH-44/76-20309-13.—Whereas it appears to the Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for Water Supply Scheme Junga, it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provision of section 4 of the Land Acquisition Act, 1894, to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Himachal Pradesh Public Works Department, Simla-2.

SPECIFICATION

| District: | SIMLA | Tehsil: | SIMLA |
|-----------|------------|---------|-------|
| Village | Khasra No. | Area | |
| | | Big. | Bis. |
| CHOUNRI | 617 | 0 | 4 |
| | 618 | 0 | 12 |
| | 2 | 0 | 16 |

O. P. SABHLOK,
Superintending Engineer,
2nd Circle, H. P. P. W. D., Simla-3.

भाग 3—अधिनियम, विधेयक और विधेयकों पर प्रचलित समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश हाई कोर्ट, फाइनेंशियल कमिशनर तथा कमिशनर आफ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि

AGRICULTURE DEPARTMENT

NOTIFICATIONS

Simla-171002, the 18th October, 1976

No. 1-2/69-Agr.(Sectt.).—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf and in consultation with the Himachal Pradesh Public Service Commission, the Governor of Himachal Pradesh is pleased to make the following Rules to amend the Himachal Pradesh Agriculture Service Class-I Recruitment and Promotion Rules, 1973, notified vide notification No. 25-3/69-Agr. Sectt., dated the 16th June, 1973, as subsequently amended:—

1. *Short title and commencement.*—(1) These rules may be called the Himachal Pradesh Agricultural Service Class-I Recruitment and Promotion (Fourth Amendment) Rules, 1976.

(2) These shall come into force with effect from 12-1-76.

2. *Amendment.*—After existing footnote (9) of the Himachal Pradesh Agricultural Service Class-I Recruitment and Promotion Rules, 1973, the following

note "10" shall be added, namely:—

"The employees of all the public sector corporations and autonomous bodies who happened to be Government servants before absorption in public sector Corporations/autonomous bodies at the time of initial constitution of such corporations/autonomous bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not however, be admissible to such staff of the public sector Corporations/autonomous bodies who are/were subsequently appointed by such Corporations/autonomous bodies and are/were finally absorbed in the service of such Corporations/autonomous bodies after the initial constitution of the public sector Corporations/autonomous bodies."

Simla-171002, the 18th October, 1976

No. 1-2/69-Agr.(Sectt.).—In exercise of the powers conferred by proviso to article 309 of the Constitution of India and all other powers enabling him in this behalf and in consultation with the Himachal Pradesh Public Service Commission the Governor, Himachal Pradesh is pleased to make the following rules to amend the Himachal Pradesh Agricultural Service Class-II Recruitment and Promotion Rules, 1973,

notified *vide* notification No. 16-55/69-Agr. Sectt., dated the 2nd November, 1973, as amended subsequently:—

1. *Short title and commencement.*—(1) These Rules may be called the Himachal Pradesh Agricultural Services Class-II Recruitment and Promotion (Sixth Amendment) Rules, 1976.

(2) These shall come into force with effect from 12-1-76.

2. *Amendment.*—After existing foot note (8) of the Himachal Pradesh Agricultural Services Class-II Recruitment and Promotion Rules, 1973, the following foot note (9) shall be inserted namely:—

“The employees of all the public sector corporations and autonomous bodies who happened to be Government servants before absorption in public sector corporations/autonomous bodies at the time of initial constitution of such corporations/autonomous bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, however, be admissible to such staff of the public sector/corporations/autonomous bodies who are/were subsequently appointed by such corporations/autonomous bodies and are/were finally absorbed in the service of such corporations/autonomous bodies after the initial constitution of the public sector corporations/autonomous bodies”.

NIHAL SINGH,
Avar Sachiv.

ANIMAL HUSBANDRY DEPARTMENT NOTIFICATION

Simla-171002, the 23rd August, 1976

No. AHY-B(15)11/76.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh in consultation with the Himachal Pradesh Public Service Commission and with the approval of the Government of India as required under section 82 of the Punjab Re-organisation Act, 1966 and Section 42 of the State of Himachal Pradesh Act, 1970 is pleased to make the following rules further to amend the Recruitment and Promotion Rules in respect of Class-II Post of Dairy Engineers (Milk Supply Scheme) in the Animal Husbandry Department, Himachal Pradesh as originally notified *vide* notification No. 16-2/69-AH (Sectt.) dated 3rd July, 1972, and as amended from time to time:—

1. *Short title and commencement.*—These rules may be called the Recruitment and Promotion of Class-II Posts in the Department of Animal Husbandry (Amendment 1976 Rules).

2. *Additions to foot note of the Recruitment and Promotion Rules.*—“Every member of the service shall pass a Departmental Examination as prescribed in the Departmental Examination Rules within the probation period or within two years from the notification of these rules whichever is later, failing which he shall not be eligible to:—

- (i) cross the efficiency bar next due,
- (ii) confirmation in the service, and
- (iii) promotion to the next higher post:

Provided that if a member become otherwise eligible for promotion, within the period mentioned above he shall be considered for promotion and if otherwise found fit shall be promoted provisionally subject to his passing the departmental examination. He may be reverted if he fails to pass the same:

Provided further that an officer who has qualified the Departmental examination in whole or in part prescribed under any other rules, before the notification of these rules, shall not be required to qualify the whole or in part of the examination as the case may be;

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who has attained the age of 45 years on the 1st March, 1976 shall not be required to qualify the departmental examination prescribed under these rules.

- (i) An officer on promotion to a higher post in his direct line of promotion shall not be required to pass the aforesaid examination if he has already passed the same in the lower gazetted post.
- (ii) The Government may, in consultation with the Himachal Pradesh Public Service Commission grant in exceptional circumstances and for reasons to be reduced in writing, exemption in accordance with the Departmental Examination Rules, any class or category of persons from the Departmental Examination in whole or in part.”

S. M. VERMA,
Under Secretary.

FINANCE DEPARTMENT NOTIFICATION

Simla-171002, the 27th August, 1976

No. 1-18/71-Fin(W&M).—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to make the following amendment with effect from 12-1-1976, in the Himachal Pradesh, Directorate of Small Savings Class III (Ministerial) Services Rules, 1973, hereinafter called as the said Rules notified *vide* this Department-notification of even number dated 31-1-1974:—

AMENDMENTS

In the existing provision the following proviso shall be added, as a foot note in the annexure to the rules:—

“The employees of all the public sector corporations and autonomous bodies who happened to be Government servants before a absorption in public sector Corporation/autonomous bodies at the time of initial constitution of such corporations/autonomous bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, however be admissible to such staff of the public sector corporations/autonomous bodies who are/were subsequently appointed by such corporations/autonomous bodies and are/were finally absorbed in the service of such corporation/autonomous bodies after the initial constitution of the public sector corporations/autonomous bodies”.

M. K. KAW,
Secretary.

FOOD AND SUPPLIES DEPARTMENT

III. Assistants/Head Clerks.

NOTIFICATION

Simla-171002, the 27th September, 1976

No. 1-15/69-Co-op (F&S)-Vol. II.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, is pleased to make the following rules further to amend the Himachal Pradesh Food and Supplies Department Class-III Service (Recruitment, Promotion and Certain Conditions of Service) Rules, 1973, notified vide Government notification No. 1-15/69-Co-op (F&S), dated the 11th December, 1973 namely:—

1. *Short title and commencement.*—(1) These rules may be called the Himachal Pradesh Food and Supplies Department Class-III Service (Recruitment, Promotion and Certain Conditions of Service)-(Third Amendment) Rules, 1976.

(2) These rules shall come into force with immediate effect.

Amendment to Appendix A.—In column No. 11 of Appendix A of the said Rules, the following roster for the distribution of posts shall be inserted against the posts of:—

I. District Inspectors.

| | | |
|-----------|----|----------------------------|
| 1st post | .. | Head Analyst. |
| 2nd post | .. | Inspector. |
| 3rd post | .. | Accountant. |
| 4th post | .. | Inspector. |
| 5th post | .. | Head Clerk/Assistant. |
| 6th post | .. | Senior Scale Stenographer. |
| 7th post | .. | Inspector. |
| 8th post | .. | Inspector. |
| 9th post | .. | Head Clerk/Assistant. |
| 10th post | .. | Inspector. |
| 11th post | .. | Inspector. |
| 12th post | .. | Inspector. |

Note.—(This roster is to be repeated after every twelfth post).

II. Inspectors.

| | | |
|-----------|----|-----------------|
| 1st post | .. | Sub-Inspector. |
| 2nd post | .. | Sub-Inspector. |
| 3rd post | .. | Clerk. |
| 4th post | .. | Direct rectt. |
| 5th post | .. | Sub-Inspector. |
| 6th post | .. | Sub-Inspector. |
| 7th post | .. | Clerk. |
| 8th post | .. | Direct rectt. |
| 9th post | .. | Junior Analyst. |
| 10th post | .. | Sub-Inspector. |
| 11th post | .. | Clerk. |
| 12th post | .. | Direct rectt. |
| 13th post | .. | Sub-Inspector. |
| 14th post | .. | Sub-Inspector. |
| 15th post | .. | Clerk. |
| 16th post | .. | Direct rectt. |

Note.—(This roster is to be repeated after every 16th post).

| | | |
|-----------|----|--------------------------|
| 1st post | .. | Stenographer (Jr. Scale) |
| 2nd post | .. | Clerk/Steno-typist. |
| 3rd post | .. | Clerk/Steno-typist. |
| 4th post | .. | Clerk/Steno-typist. |
| 5th post | .. | Clerk/Steno-typist. |
| 6th post | .. | Clerk/Steno-typist. |
| 7th post | .. | Clerk/Steno-typist. |
| 8th post | .. | Clerk/Steno-typist. |
| 9th post | .. | Clerk/Steno-typist. |
| 10th post | .. | Clerk/Steno-typist. |
| 11th post | .. | Clerk/Steno-typist. |

Note.—(This roster is to be repeated after every 11th post).

By order
Y. L. RAJWADE,
Secretary.

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Simla-1, the 27th July, 1976

No. 19-37/71-E&T (Sectt.).—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, is pleased to make the following rules further to amend the Himachal Pradesh Excise and Taxation Department Class III (Ministerial—Other than Superintendent and Head Assistants) Service (Recruitment and Certain Conditions of Service) Rules, 1974, notified vide notification of even number, dated the 20th March, 1974 and further amended vide notification of even number, dated 19-1-1976, namely:—

1. *Short title and commencement.*—(1) These rules may be called the Himachal Pradesh Excise and Taxation Department Class III (Ministerial—Other than Superintendent and Head Assistants) Service (Recruitment and Certain Conditions of Service) (Second Amendment) Rules, 1976.

(2) These shall come into force from the date of issue of this notification.

2. *Amendment to annexure.*—The following amendments shall be made in the annexure to the Himachal Pradesh Excise and Taxation Department Class III (Ministerial Other than Superintendent and Head Assistants) Service (Recruitment and Certain Conditions of Service) Rules, 1974:—

(i) in the heading of annexure between the words 'of' and 'Assistants', the words and comma 'Divisional Head Clerks' shall be added.

(ii) In the annexure before the existing 'Serial No. 1 Assistants', the 'Divisional Head Clerks' shall be added as Serial No. 1, as per annexure to these rules and the existing Serial Nos. 1 to 7 thereof shall be re-numbered as Serial Nos. 2 to 8 respectively.

ANNEXURE
RECRUITMENT RULES FOR CLASS III (MINISTERIAL) POSTS OF DIVISIONAL

| Name of post | No. of posts | Classification | Scale of pay | Whether selection post or non-selection post | Age for direct recruits | Educational and other qualifications required for direct recruits |
|----------------------------|--------------|--------------------------|-----------------------|--|--|---|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 |
| 1. Divisional Head Clerks. | 2 | Class-III (Ministerial). | Rs.225-15-360/20-500. | Non-selection. | Between 18 to 27 years relaxable for SC/ST-ex-Serviceman and other special categories to the extent permissible under Government instructions. | <p>Essential: (f) Graduate of a recognised University or its equivalent.</p> <p>(II) Four years experience of office work.</p> <p>Desirable: Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.</p> |

**FISHERIES DEPARTMENT
NOTIFICATION**

Simla-171002, the 26th August, 1976

No. FSH-A(3)3/74.—In exercise of the powers conferred under section 6 of the Indian Fisheries Act, 1897 (Act No. IV of 1897) and section 3 of the Himachal Pradesh Fisheries Act, 1976 (Act No. 16 of 1976), the Governor, Himachal Pradesh proposes to make the following rules further to amend the Commercial exploitation of Fish in the Pong Dam Reservoir Rules, 1975. The draft rules are hereby published for the information of the persons likely to be affected thereby. Objections or suggestions, if any, should be addressed to the Director of Fisheries, Himachal Pradesh, Simla-171006, within seven days from the date of publication of this notification in the Himachal Pradesh Rajpatra after which the draft rules along with objections/suggestions, if any, shall be taken into consideration:—

RULES

1. *Short title and commencement.*—(1) These rules may be called the Commercial Exploitation of Fish in the Pong Dam Reservoir (Second Amendment) Rules, 1976.

(2) These shall come into force with effect from the date of their publication in the Himachal Pradesh Rajpatra.

2. *Deletion of clause (c) of Rule 2 and Rule 11.*—Clause (c) of Rule 2 and Rule 11 of the aforesaid rules shall be deleted.

S. M. VERMA,
Under Secretary.

**HOME DEPARTMENT
NOTIFICATION**

Simla-171002, the 18th October, 1976

No. 18-77/65-Home.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh in consultation with Himachal Pradesh Public Service Commission and after having the prior approval of the Central Government, is pleased to make the following rules to amend the Recruitment and Promotion Rules in respect of the Himachal Pradesh Home Guards and Civil Defence Class I Recruitment and Promotion Rules, notified vide this Government notification of even number, dated 27th July, 1973:—

Short title and commencement.—(1) These rules may be called the H.P. Home Guards and Civil Defence Class I Recruitment and Promotion (1st Amendment) Rules, 1976.

HEAD CLERKS IN THE EXCISE AND TAXATION DEPARTMENT

| Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotees 8 | Period of probation, if any 9 | Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer and percentage of vacancies to be filled by various methods 10 | In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer to be made 11 | Composition of departmental Promotion Committee 12 | Circumstances in which the H.P. Public Service Commission is to be consulted in making recruitments 13 |
|--|--|--|---|---|---|
| No | Two years provided that the period may be extended by competent authority after recording reasons. | 100% by promotion, failing which by transfer of person already in the service of the Government of India or State Governments or Union territories or by direct recruitment. | By promotion from amongst the Head Clerks, Assistants, Accountants and Senior Scale Stenographer with 4 years regular or <i>ad hoc</i> service or both in the grade. (For purpose of promotion, a combined seniority list of eligible Head Clerks/ Assistants/ Accountants/Senior Scale Stenographer will be prepared on the basis of dates of regular appointment in the grade; <i>inter-se</i> seniority remaining the same. | As may be constituted by the Government. | Not required. |

R. C. GUPTA,
Secretary.

(2) They shall come into force from the date of issue of this notification.

RULE-14.

2. *Amendments to Annexure.*—(1) Every member of the Service shall pass a departmental examination as prescribed in the departmental Examination Rules within the probation period or within two years from the notification of these rules whichever is later failing which he shall not be eligible to:—

- cross the efficiency bar next due;
- confirmation in the service; and
- promotion to the next higher post:

Provided that if a member becomes otherwise eligible for promotion, within the period mentioned above, he shall be considered for promotion and if otherwise found fit shall be promoted provisionally subject to his passing the departmental examination. He may be reverted if he fails to pass the same:

Provided further that an Officer who has qualified the departmental examination in whole or in part prescribed under any other rules before the notification of these rules, shall not be required to qualify the whole or in part of the examination as the case may be:

Provided further that an Officer for whom no departmental examination was prescribed prior to the notification of these rules and who has attained the age of 45 years on the 1st March, 1976, shall not be required to qualify the departmental examination prescribed under these rules.

(2) An Officer in promotion to a higher post in his direct line of promotion shall not be required to pass the aforesaid examination if he has pass the same in the lower gazetted post.

(3) The Government may, in consultation with the Himachal Pradesh Public Service Commission, grant in exceptional circumstances and for reasons to be reduced to writing, exemption in accordance with the Departmental Examination Rules, any class or category of persons from the departmental examination in whole or in part.

L. H. TOCHHAWNG,
Chief Secretary.

HORTICULTURE DEPARTMENT NOTIFICATION

Simla-171002, the 25th August, 1976

No. 39-2/69-Hort. Sectt.—The Governor, Himachal Pradesh, is pleased to frame the following Rules to govern the grant-in-aid to Himachal Pradesh Fruit Development Board by the Department of Horticulture, Himachal Pradesh:—

1. *Purpose for which grant-in-aid may be given.*—Grant-in-aid may be given for specific scheme drawn up for all or any of the following purposes to the Himachal Pradesh Fruit Development Board:—

- (i) to provide assistance for organising seminars, conferences, and training programme in fruit and their products to the Fruit Growers;
- (ii) to publish and distribute literatures pertaining to Horticulture in the form of leaflets, pamphlets, magazine, calendar, etc.
- (iii) to meet the travelling expenses of the Executive Members of the Board for purpose of organising the work of the Board and holding meetings to evolve the ways and means of stepping up its work with the main aim to create amongst the farmers the urge to improve their level of living;
- (iv) to meet office expenses;
- (v) to associate the fruit growers with the latest development of Horticulture with a view to creating among them the urge to improve their orchards;
- (vi) to arrange supplies of genuine and reliable plants and seeds, tools and implements, insecticides and pesticides; and
- (vii) to arrange transport and warehousing facilities for fruits/fruit products including packing cases.

2. *Condition of Grant-in-aid.*—(a) The grant-in-aid will be given on written request of the Board to cover part of expenditure of the Board [as provided in sub-rule (iii)] for the purposes mentioned in rule 1 of these rules and the balance being contributed by the Board. The grant-in-aid will ordinarily be given on the condition that the Board will be able to stand on its own legs with this aid.

(b) The grant-in-aid shall ordinarily be given by the Government on the written request of the Board on the recommendations of the Director of Horticulture, Himachal Pradesh.

(c) The grant-in-aid, shall be sanctioned to the Board on the condition that the Director of Horticulture, Himachal Pradesh, or any Officer authorized by him, in this behalf, maintains an effective check on the amount of the grant and that the amount is spent for the purpose or purposes for which it has been sanctioned. In the sanction for the grant-in-aid, the rule under which the purpose for which the grant has been given, must be specified.

(d) The grant-in-aid shall be sanctioned to the Board provided the organisation has submitted an audited statement of account for the grant-in-aid, sanctioned during the previous year as required under sub-para 3 of Rule 8.15 of Himachal Pradesh Financial Rules, 1971 (Vol. I).

3. In case the grant-in-aid sanctioned and paid to the Board is not spent for the purpose or purposes for which it has been sanctioned and in case it is not utilized during the period for which it is sanctioned, the Himachal Pradesh Government may at its discretion, order for either the refund of the entire such amount in lump sum or allow adjustment of the amount in the next year's grant-in-aid. In case of the former decision of the Government

if the money is not refunded immediately in lump sum, the Board shall pay interest at the prescribed rate.

The amount of assistance by way of grant-in-aid admissible to the Board will be equivalent to $\frac{1}{3}$ of the total expenditure incurred in a particular year on specified purpose/scheme or Rs. 20,000 (Rupees twenty thousand only) whichever is less.

4. *Maintenance of accounts and records and submission of returns.*—The Board to which the grant is given shall maintain its accounts and records in such forms as may be prescribed by the Director of Horticulture, Himachal Pradesh. They shall be open to inspection at all times by the Director of Horticulture or his nominee/nominees. All grant-in-aid to the Board will be subject to audit by the Auditors of the Co-operative Department, Himachal Pradesh. The return which is to be submitted to the Director of Horticulture, Himachal Pradesh, should be on the pro forma prescribed below:—

- (i) Name of the Organisation.
- (ii) Purpose or purposes for which sanctioned.
- (iii) Amount of grant-in-aid sanctioned.
- (iv) Amount of grant-in-aid utilized.
- (v) Purpose or purposes for which utilized.
- (vi) Progress made during the quarter.

5. *Inspection.*—The working and accounts of the Board to which grant-in-aid is sanctioned shall be inspected at least once in every year by the Director of Horticulture or his nominee/nominees and a certificate of utilization of the grant furnished to the Accountant General, Himachal Pradesh, as required under subparagraph 3 of the rule 8.15 of Himachal Pradesh Financial Rules, 1971 (Vol. I).

6. Generally it shall be open to the Director of Horticulture to issue such instructions as may be deemed suitable to ensure proper utilization of the grant.

7. Application for the grant-in-aid shall be submitted on the form prescribed in Appendix 'A'. The recipient Board shall execute an agreement and a bond in the forms prescribed in Appendix 'B' and 'C'. On receipt of the grant, the terms of the agreement shall become binding on the Board.

APPENDIX "A"

HIMACHAL PRADESH GOVERNMENT DEPARTMENT OF HORTICULTURE

(See Rule 2 of the Rules of the Grant-in-aid to the Himachal Pradesh Fruit Development Board)

AN APPLICATION FOR GRANT-IN-AID TO THE HIMACHAL PRADESH FRUIT DEVELOPMENT BOARD

1. Name and address of the Board with Tehsil and District.
2. Registered No. and Date
3. Total No. of Members:—
 - (i)
 - (ii)
 - (iii)
4. Qualifications of the Secretary of the Board.

5. Class and date of last audit
6. Date upto which audit is done
7. Balance Sheet
8. Purpose or purposes for which the grant-in-aid is applied for
9. Amount of grant-in-aid applied (Rs. in words)
10. Location of office of the Board
11. Whether the Board has started functioning. If so, the date of start may be given
12. Statement of staff appointed under the Board:—

Name and designation Pay Scale

13. Amount already spent for the purpose or purposes for which grant-in-aid is applied for

14. Owned fund of the Board

15. Amount of grant-in-aid previously sanctioned with date and purpose/purposes for which sanctioned

16. Miscellaneous information

Station Signature of the Secretary of the Board.

Dated

APPENDIX—"B" (AGREEMENT FORM)

Agreement made on the day of 19 between with principal place of business at hereinafter called "The Board" of the one part, and the President of India as Himachal Pradesh Government through (hereinafter called "the Government") of the other part.

Whereas the Board has applied under rule 2 of the rules for the grant-in-aid to the Himachal Pradesh Fruit Development Board for grant-in-aid and whereas the Government has sanctioned a sum of as Grant-in-aid to the Board subject to the conditions hereinafter appearing:—

NOW THIS AGREEMENT WITNESSETH, that

1. In consideration of Rs. given to the Board by the Government as grant-in-aid (the

receipt whereof the Board hereby acknowledges) the Board hereby consents with the Government as follows:—

- (i) The Board shall utilize the amount of the said grant-in-aid only for and for no other purpose.
 - (ii) The Board shall unless prevented for any reason beyond control utilise the amount of the said grant-in-aid for the purpose mentioned above before the end of the current financial year, i.e., before the 31st March, 19
 - (iii) The Board shall keep an accurate and up-to-date account of the grant-in-aid in such form as may be prescribed by the Director of Horticulture, Himachal Pradesh and this account will be open to inspection and audit at all times by the Director of Horticulture or his nominee or nominees.
 - (iv) The Board shall submit at the end of each quarter, a return on the progress of expenditure of the grant-in-aid to the Director of Horticulture, Himachal Pradesh in such form as may be prescribed by him. A certificate to the effect that the amount of the grant in aid has been spent in accordance with the terms of this Agreement shall also be furnished along with the said return.
- The Board shall promptly comply with all the instructions of the Director of Horticulture as may be issued by him from time to time to ensure proper utilisation of the grant-in-aid.

2. In case of breach of any of the condition and covenants by the Board the whole amount of this grant-in-aid shall become recoverable and the Director of Horticulture, Himachal Pradesh may at his discretion take steps to recover the said amount.

In witness whereof the parties have herein set their respective hand in the year first above written.

Signed by on behalf of the Board.

Witness:

APPENDIX 'C'

BOND FORM

By this bond through its is bond of the President of India as Himachal Pradesh Government, (hereinafter called as the Government) in the sum of Rs. (in words) to be paid to the said Government or the successor in the office for which payment faithfully and truly to be made the through its binds itself the successor of the Government by the presence:

Signed and delivered by for and on behalf of the at this day of 19

Whereas the above named has applied through its for the grant-in-aid and whereas the Himachal Pradesh Government has sanctioned a sum of Rs. as grant-in-aid upon the entering into a bond in the above

mentioned amount for the proper utilisation of the grant-in-aid now the condition of the above bond is such that if the said.....utilise the grant-in-aid granted to it *vide*.....dated.....for the purpose for which it has been granted and in accordance with the rule for the grant-in-aid to the.....Himachal Pradesh Government and also complies with all the condition as to the keeping of accounts and furnishing of returns/reports and certificates as laid down in the rules and further also comply with the instructions which may from time to time be issued by the Director of Horticulture, Himachal Pradesh under rule 6, of the said rules, then the above said bond shall be void otherwise the same shall remain in full force and virtue.

S. M. VERMA,
Under Secretary.

PUBLIC WORKS DEPARTMENT

(A SECTION)

NOTIFICATION

Simla-2, the 4th August, 1976

No. 1-49/69-PW'A'-IV.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, in consultation with Himachal Pradesh Public Service Commission, is pleased to make the following rules to amend the Recruitment and Promotion Rules in respect of the post of Assistant Engineer (Mechanical) in Himachal Pradesh Public Works Department notified *vide* this Government notification No. 1-50/69-P.W.D., dated the 9th August, 1973 and amended *vide* No. 1-49/69-PWA-IV, dated the 22nd December, 1975 and No. 1-49/69-PW'A'-IV, dated the 26th May, 1976.

Short title and commencement.—These rules may be called Recruitment and Promotion Rules for the post of Assistant Engineer (Mechanical) (Third Amendment) Rules, 1976, effective from 12-1-1976.

Amendments to annexure.—Add the following as foot note:—

"The employees of all the public sector corporations and autonomous bodies who happened to be Government servants before absorption in public sector corporations/autonomous bodies at the time of initial constitution of such corporations/autonomous bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, however, be admissible to such staff of the public sector corporations/autonomous bodies who are/were subsequently appointed by such corporations/autonomous bodies and are/were finally absorbed in the service of such corporations/autonomous bodies after the initial constitution of the public sector Corporations/autonomous bodies."

B. C. NEGI,
Secretary.

PLANNING DEPARTMENT NOTIFICATION

Simla-171002, the 2nd September, 1976

No. 9-42/72-Plan(Estb.).—In exercise of the powers vested in him under the proviso to Article 309 of the Constitution of India, and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to make the following rules further to amend the Recruitment and Promotion Rules to the Subordinate Class III (Ministerial) Services/Posts of the Directorate of Economics and Statistics, Himachal Pradesh, notified *vide* notification of even number, dated the 22nd March, 1975:—

1. **Short title and commencement.**—(i) These rules may be called the Recruitment and Promotion Rules for the Subordinate Class III (Ministerial) Service/posts of the Directorate of Economics and Statistics, Himachal Pradesh (Second Amendment) Rules, 1976.

(ii) These rules shall come into force with effect from 12th January, 1976.

2. **Addition of note 'X'.**—The following paragraph may be added as Note (x) to the foot-notes of proforma 'A':—

"The employees of all the public sector Corporations and autonomous bodies who happened to be Government servants before absorption in public sector corporations/autonomous bodies at the time of initial constitution of such corporations/autonomous bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, however, be admissible to such staff of the public sector corporations/autonomous bodies who are/were subsequently appointed by such corporations/autonomous bodies and are/were finally absorbed in the service of such corporations/autonomous bodies after the initial constitution of the public sector corporations/autonomous bodies."

By order,
C. M. CHATURVEDI,
Secretary.

WELFARE DEPARTMENT NOTIFICATION

Simla-171002, the 31st July, 1976

No. 1-5/72-LWP(Wel).—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, in consultation with the Himachal Pradesh Public Service Commission and with the approval of the Government of India is pleased to make the following rules to amend the Recruitment and Promotion Rules in respect of the post of Special Officer (Nutrition Programme) Class II (Gazetted) in the Department of Welfare, Himachal Pradesh notified *vide* Notification of even number, dated the 16th March, 1974.

Short title and commencement.—These rules may be called Recruitment and Promotion Rules for the Post of Special Officer (Nutrition Programme) Class-II (Gazetted) in the Department of Welfare, Himachal Pradesh (1st Amendment) Rules, 1976.

Amendments to the Rules.—Add the following as foot-note 8 after Serial No. 7 at the end of the annexure:—
"8(a) Every member of the service shall pass a

departmental examination as prescribed in the Departmental Examination Rules within the probation period or within two years from the notification of these rules whichever is later failing which he shall not be eligible to—

- (i) cross the efficiency bar next due,
- (ii) confirmation in the service; and
- (iii) promotion to the next higher post:

Provided that if a member becomes otherwise eligible for promotion, within the period mentioned above he shall be considered for promotion and if otherwise found fit shall be promoted provisionally subject to his passing the departmental examination. He may be reverted if he fails to pass the same:

Provided further that an officer who has qualified the departmental examination in whole or in part prescribed under any other rules before the notification of these rules, shall not be required to qualify the whole or in part of the examination as the case may be:

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who has attained the age of 45 years on the 1st March, 1976 shall not be required to qualify the departmental examination prescribed under these rules.

(b) An officer on promotion to a higher post in his direct line of promotion shall not be required to pass the aforesaid examination if he has already passed the same in the lower gazetted post.

(c) The Government may, in consultation with the Himachal Pradesh Public Service Commission, grant in exceptional circumstances and for reasons to be reduced to writing exemption in accordance with the Departmental Examination Rules, any class or category of persons from the departmental examination in whole or in part.

By order,
S. R. GUPTA,
Under Secretary.

भाग 4—स्थानीय स्वायत्त शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड ग्रौर टाउन एरिया तथा पंचायत विभाग

LOCAL SELF GOVERNMENT DEPARTMENT

NOTIFICATIONS

Simla-171002, the 7th August, 1976

No. LSG-B(15)-4/75.—In exercise of the powers conferred by section 255 and 273 of the Himachal Pradesh Municipal Act, 1968 (Act No. 19 of 1968) the Governor, Himachal Pradesh is pleased to make the following amendment with immediate effect in the rules entitled as the Himachal Pradesh Municipalities (Wards) Rules, 1970, the same having been previously published in the Official Gazette, dated 5-6-1976:—

• AMENDMENT

For sub-clause (e) of rule 4 of the Himachal Pradesh Municipalities (Wards) Rules, 1970, the following sub-clause shall be substituted:—

“(e) wards in which seats are reserved for the Scheduled Castes shall be located, as far as practicable, in those areas where the proportion of their population to the total population of the Municipality is the largest and the reservation of seats for Scheduled Castes will be in proportion to their population in the local bodies:

Provided that the provision of this clause shall not effect the existing arrangement, but shall be applicable to the new election in future”.

Simla-171002, the 27th September, 1976

No. 7-4/72-LSG.—In exercise of the powers conferred by section 5 of the Himachal Pradesh Municipal Act, 1968, the Governor, Himachal Pradesh, is pleased to propose to exclude the areas specified in Annexure below from the limits of the Municipal Committee, Sundernagar, District Mandi of Himachal Pradesh and to call objections under section 6 (1) of the Act *ibid* for the same.

Any inhabitant of the Municipality or of the Local area who desires to object or make any suggestion to the proposal, should submit the same in writing through the Deputy Commissioner, Mandi, to the Secretary to the Government of Himachal Pradesh, Local Self Government Department, within six weeks from the date of publication of this notification in the Himachal Pradesh Rajpatra. The objections, if any, received in the specified period will be considered by the Government before finalising the proposal.

ANNEXURE

| Sl. No. | Name of village | Detail of Khasra numbers | Area in Square Metres. |
|---------|-----------------|--|------------------------|
| 1 | 2 | 3 | 4 |
| 1. | ROPA. | 1/1, 3/1, 41/1, 41/1/1, 42/1, 45/1, 46, 47, 48/1, 49/1, 50 to 64, 64/1, 65 to 127, 127 1, 128 to 170, 170/1, 171 to 254, 254/1, 255 to 310, 311/1 312 to 314, 315/1, 364/1, 365, 366, 367/1, 368/1, 369/1, 392, 1453 min, 454 min, 479 min, 480 min, 482 min, 483 to 497, 498 min, 499, 500 min, 501 to 514, 514/1, 515 to 680, 684, 686 to 701, 701/1, 702 to 750, 750/1/1, 789/1, 789 to 789/1/3, 790 to 898, 898/1, 899 to 917, 917/1, 917/2, 918, 919/1, 919/2, 920, to 926, 928/1, 929/1, 932, 933, 934/1, 934/2, 935, 936/1, 936/1, 936/2, 937/1, 937/2, 938, 940/1, 941 to 981, 988/1, 990/1, 1042/1, 1111/1. | 488268.00 |

| 1 | 2 | 3 | 4 |
|----|----------|---|-----------|
| 2. | BHOJPUR | 1,1/1,1/2, 2 to 18, 19/1, 61/1, 62/1, 62/2, 86/1, 87 to 90, 91/1, 92, 93, 121/1, 122 to 129, 130/1, 131/1, 141/1, 142/1, 142/2/1, 150/1, 150/2/1, 204/1, 204/2/1, 256/1, 257/1, 257/2/1, 259/1, 259/2/1, 260, 261, 262/1, 269/1, 270, 271, 271/1, 272, 273/1, 273/2, 274/1, 274/2, 275/1, 275/2, 276 to 279, 280/1, 281, 283/1, 283/2, 300/1, 280/2, 70, 71/1, 72/1, 73/1, 73/2, 289, 291, 292/1, 293 to 299, 299/1, 300 to 330, 337 to 351, 394, 395, 292. | 46680.62 |
| 3. | PUNGH. | | 91110.00 |
| | G. Total | | 626058.62 |

By order,
R. C. GUPTA,
Secretary.

PANCHAYAT DEPARTMENT

NOTIFICATION

Banjar, the 4th October, 1976

No. BNJ/31-11/75.—In exercise of the powers conferred on it under section 102(1) (XXXVI) of Himachal Pradesh Panchayati Raj Act, 1968 (Act No. 19 of 1970), The Panchayat Samiti Banjar, District Kulu with the previous approval of the Governor of Himachal Pradesh has in its meeting held on 9-9-76 passed: The Panchayat Samiti Banjar keeping destruction of Dogs Bye-Laws, 1976, the same having been previously published in the area of the Panchayat Samiti as required under rule 56 of the Himachal Pradesh Panchayat Samitis Rules, 1971.

BYE-LAWS

- (1) These bye-laws may be called the Panchayat Samiti Banjar Keeping and destruction of Dogs Bye-Laws, 1976.
- (2) These shall come into force from the date of publication in the Himachal Pradesh Rajpatra.
- No person shall keep a dog of more than two months age within the Panchayat Samiti area for more than one month unless it is registered at the Samiti Office.
- (1) Any person who wishes to register a dog shall apply for such registration to the Executive Officer of the Panchayat Samiti.
- (2) Every application for registration shall be accompanied by a fee of Rs. 5.00 per dog.
- (2) A registration shall remain in force for one year ending 31st March, and any person who wishes to renew any registration for a further period of one year or fraction thereof shall apply for renewal of registration in the same manner as if the registration is being done for

the first time. The fee of Rs. 5.00 shall be payable for such renewal.

- (4) The Executive Officer of the Panchayat Samiti or any other Officer authorised by the Panchayat Samiti shall register or cause to be registered every dog in respect of which an application for registration is received together with the Prescribed fee and shall issue to the applicant a metal badge in token of the dog having been registered.
- (5) If any badge issued under Bye-Laws (4) above is lost, the owner or keeper of the dog in respect of which the badge was issued may apply for another badge to the Executive Officer and a new badge shall be issued on receipt of Rs. 3/-.
- (6) The badge shall be attached to the collar to be put round the neck of a dog. The responsibility for doing so shall be that of the owner or keeper of the dog.
- (1) Any dog found in public place shall unless registered and wearing such badge shall be liable to be destroyed as a stray dog as an anti-rabid measure. Action to destroy such dogs shall be taken under the orders of the Sanitary Inspector of the area or any other Officer authorised by the Panchayat Samiti in this behalf.
- (2) It shall be the duty of the person destroying the dogs to prepare a list and submit the same to the Executive Officer of the Panchayat Samiti.
- It shall be the duty of the Gram Panchayat of area where a dog is destroyed to arrange for its removal and burial. The cost incurred shall be payable out of Panchayat Samiti funds on receipt of bill(s).
- It shall be the duty of owner or keeper of the registered dog to get it protected by injection or otherwise against rabies at the Veterinary Hospital within the area of the Panchayat Samiti or out side.
- Prosecution for any breach of these Bye-Laws may be instituted by the Executive Officer of the Panchayat Samiti or any other person authorised by the Panchayat Samiti in this behalf.
- Any person, who commits a breach of these bye-laws shall on conviction by a Nyaya Panchayat having jurisdiction, be punishable with fine which may extend to Rs. 50/-, and in the case of continuing breach, with a further fine which may extend to Rs. 1/- for every day during which the breach is continued after conviction for the first such breach provided that the aggregate shall not exceed Rs. 75/-.

By order,
Sd/-
Executive Officer,
Panchayat Samiti, Banjar,
District Kulu, H. P.

पंचायत समिति मण्डी सदर

(1) 102 पंचायत समिति मण्डी सदर ने अपनी दिनांक 20-9-76 की बैठक में श्री कौल सिंह ठाकुर की अध्यक्षता में सम्पन्न हुई, निम्नलिखित उप-विधियाँ हिमाचल प्रदेश पंचायती राज अधिनियम, 1968 की धारा 102(1) के अन्तर्गत अपनाई।

पंचायत समिति की निम्न स्थाई समितियाँ होंगी:—

- (क) वित्त तथा कराधान की स्थाई समिति नं० 1।
- (ख) कृषि उत्पादन, पशुपालन, लघु सिंचाई, शक्ति, यातायात तथा निर्माण कार्य के लिये स्थाई समिति नं० 2।
- (ग) शिक्षा, समाज कल्याण, सार्वजनिक स्वास्थ्य और सफाई जिस में ग्रामीण पानी सप्लाई भी सम्मिलित, सहकारिता तथा गृह निर्माण के लिए स्थाई समिति नं० 3।

1 (2) स्थाई समिति नं० 1 इस प्रकार होगी:—

- (क) अध्यक्ष अध्यक्ष पंचायत समिति।
- (ख) सचिव कार्यकारी अधिकारी पंचायत समिति।
- (ग) सदस्य समिति के अध्यक्ष द्वारा मनोनीत नौ (9) सदस्य (अध्यक्ष के अतिरिक्त)।

1 (3) स्थाई समिति नं० 2 इस प्रकार रचित होगी:—

- (क) अध्यक्ष अध्यक्ष पंचायत समिति।
- (ख) सचिव कृषि विस्तार अधिकारी या जूनियर इंजिनियर का विस्तार अधिकारी उद्योग।
- (ग) सदस्य पंचायत समिति के अध्यक्ष द्वारा पूर्व स्वीकृत और उक्त स्थाई समिति के अध्यक्ष द्वारा मनोनीत अधिकतम 9 सदस्य।

1 (4) स्थाई समिति नं० 3 की रचना इस प्रकार होगी:—

- (क) अध्यक्ष पंचायत समिति द्वारा चुना जायेगा।
- (ख) सचिव समाज शिक्षा एवं पंचायत अधिकारी तथा विस्तार अधिकारी सहकारिता।
- (ग) सदस्य अध्यक्ष समिति द्वारा पूर्व स्वीकृत और उक्त स्थाई समिति के अध्यक्ष द्वारा मनोनीत नौ सदस्य।

1 (5) कोई भी समिति सदस्य एक से अधिक स्थाई समिति का सदस्य न बन सकेगा।

1 (6) प्रत्येक स्थाई समिति में न्यूनतम एक अनुसूचित जातीय सदस्य होगा।

1 (7) प्रत्येक स्थाई समिति नं० 2 और 3 में एक-एक महिला सदस्य होगी।

1 (8) स्थाई समितियों के अध्यक्ष तथा सदस्यों का कार्य-काल एक वर्ष होगा। उस के तुरन्त पश्चात् नए अध्यक्ष तथा

सदस्य नियुक्त होंगे। पुराने सदस्य की पुनः नियुक्ति पर कोई प्रतिबन्ध न होगा।

2. समिति के पूर्णगठन के तुरन्त पश्चात् समिति के प्राथमिक, सहविकल्पित, पदेन सदस्यों की, पंचायत समिति कार्यालय में सूचना द्वारा सूचित लिखित तथा समय पर, ऐसे सदस्य का, जो स्थाई समितियों के सदस्य बनाने हैं, के चुनाव, नियुक्तियों के लिए, अध्यक्ष पंचायत समिति बैठक बुलाएगा। सदस्यों को बैठक की तिथि से न्यूनतम पूरे 10 दिन पूर्व भेजी जाएगी।

3. उपरोक्त सूचना सदस्य के साधारण निवास स्थान पर भेजी जाएगी।

4. बैठक का सभापतित्व समिति के अध्यक्ष या उन की अनुपस्थिति में उपाध्यक्ष द्वारा किया जाएगा।

5. साधारण बैठक में संख्या, समिति के मन देने का अधिकार रखने वाले कुल सदस्यों की संख्या का तीसरा भाग बनेगा और विशेष बैठक में उन का आधा भाग बनेगा।

6. समिति अध्यक्ष उपस्थित सदस्यों को स्थाई समिति 3 के अध्यक्ष के लिए नाम प्रस्तावित और अनुमोदित करने को कहेंगे। यदि एक ही नाम प्रस्तावित तथा अनुमोदित हो तो स्थाई समिति नं० 3 का अध्यक्ष वही चुना गया समझा जाएगा। यदि एक से अधिक नाम प्रस्तावित एवं अनुमोदित हों तो अध्यक्ष समिति, प्राथमिक तथा सहविकल्पित सदस्यों जिस को सर्वाधिक प्राथमिकता मिलेगी, वही स्थाई समिति नं० 3 का अध्यक्ष चुना गया समझा जाएगा। यदि 2 ऐसे सदस्यों में बराबर की प्राथमिकता हो तो अध्यक्ष समिति भाग्य द्वारा निर्णय करेगा।

7. यदि स्थाई समिति के अध्यक्ष अथवा सदस्य का स्थान मृत्यु, त्याग-पत्र या किसी अन्य कारण से रिक्त हो जाता है तो नया सदस्य या अध्यक्ष, जैसा भी हों, का मानोनयन, समिति का सभापति सम्बन्धित समिति के सदस्यों के विचार-विमर्श से करेगा।

8. प्रत्येक स्थाई समिति उन शक्तियों का प्रयोग तथा कर्तव्यों का पालन करेगी जो घोषणा-पत्र नं० 1 में दी गई है।

9. (क) स्थाई समिति दो मास में न्यूनतम एक बार बैठक करेगी।

(ख) बैठक समिति कार्यालय में होगी।

(ग) बैठक की तिथि तथा समय स्थाई समिति के अध्यक्ष द्वारा निश्चित किया जाएगा।

(घ) बैठक को कार्यसूचि स्थाई समिति के सचिव द्वारा समिति के अध्यक्ष की अनुमति से तैयार की जायेगी।

10. स्थाई समिति के बहुमत के लिखित मांग करने पर ऐसी मांग के एक सप्ताह के भीतर किसी समय भी, पंचायत समिति का अध्यक्ष, उक्त स्थाई समिति की विशेष बैठक बुलाएगा। यह बैठक उसी कार्यक्रम के लिये बुलाई जाएगी जिसका वर्णन बहुमत की लिखित मांग में होगी। यह विशेष बैठक अध्यक्ष पंचायत समिति अपने तीर पर बुला सकेगा।

11. स्थाई समिति की प्रत्येक बैठक उसके अध्यक्ष की अध्यक्षता में होगी। अध्यक्ष की अनुपस्थिति में उपस्थित सदस्य अपने में से एक सदस्य को उक्त बैठक के लिये सभापति चुन लेंगे।

12. जब तक कि स्थाई समिति की बैठक में पूरक संख्या न होगी तब तक कोई कार्य न हो सकेगा।

13. कार्यवाही की किसी बात पर स्थाई समिति में यदि मतभेद हो तो बहु संख्या का मत मान्य होगा। मतों की बराबरी होने पर सभापति को एक अतिरिक्त या निर्णायक मत देने का अधिकार होगा।

14. सम्बद्ध तथा पदेन सदस्यों की मत देने का अधिकार नहीं होगा, परन्तु वैविचार-विमर्श में भाग ले सकेंगे।

15. प्रत्येक कार्य जो स्थाई समिति द्वारा निपटारा जा सकता हो सम्बन्धित स्थाई समिति द्वारा इस पर विचार कर लेना होगा। यदि उस में वित्त वाञ्छित हो तो स्थाई समिति नं० 1 द्वारा उसका निर्णय होगा। दो या अधिक स्थाई समितियों में मतभेद की दशा में कार्यकारी अधिकारी इस को आगामी समिति बैठक में प्रस्तुत करेगा।

16. स्थाई समितियों की बैठक की अध्यक्षता अध्यक्ष या उप-अध्यक्ष करेंगे और उनकी अनुपस्थिति में उपस्थित सदस्यों में से उन्हीं द्वारा चुना गया सदस्य करेगा।

17. दो अथवा अधिक स्थाई समितियों में यदि प्रतिस्पर्धी प्रस्ताव पाल किए हों और संयुक्त बैठक में ऐसे प्रस्तावों का कोई निर्णय न हो सके तो कार्यकारी अधिकारी समिति या समिति अध्यक्ष के समक्ष रखेगा और ऐसे विषयों का अनिर्णित रखते हुए अन्य विषयों पर कार्यवाही कराएगा।

18. प्रत्येक स्थाई समिति अपने अन्तर्गत विषयों पर कार्य करने और अपने प्रस्तावों को कार्य रूप देने में पंचायत समिति के कर्मचारी वर्ग की सहायता ले सकती है।

19. पंचायत समिति द्वारा उपरोक्त उपविधियों में जुटाए गए प्रबन्ध न्यून अधिक संशोधन के साथ स्थाई समितियों पर भी लागू होंगे।

20. (क) स्थाई समिति की बैठक की कार्यवाही सम्बन्धित सचिव द्वारा कार्यवाही पुस्तिका में लिखी जाएगी और बैठक के तुरन्त बाद अध्यक्ष उस पर हस्ताक्षर करेगा। यदि किसी कारणवश ऐसे न हो सके तो बैठक के पश्चात् उसी दिन ऐसा करेगा।

(ख) स्थाई समितियों की संयुक्त बैठक के लिये पृथक कार्यवाही पुस्तिका रखी जायेगी जो कार्यकारी अधिकारी रखेगा और कार्यवाही पर अध्यक्ष के हस्ताक्षर बैठक के तुरन्त बाद होंगे। यदि ऐसा किसी कारणवश सम्भव न हो तो बैठक के पश्चात् उसी दिन करेगा।

21(1) यह कार्यकारी अधिकारी पंचायत समिति का कर्तव्य होगा कि वह स्थाई समिति द्वारा पृथक या संयुक्त रूप से लिये गये सभी निर्णय पंचायत समिति की आगामी शीघ्र होने वाली बैठक में निम्न प्रमाण-पत्रों सहित रखेगा:—

(क) स्थाई समिति या समितियों, जैसा भी हो, के अधिकार योग्यता में है।

(ख) सूचनाय अथवा आज्ञाय है।

(ग) अमल्य किया गये क्योंकि यह विधि, नियम, सरकारी आदेश या नीतियों के विरुद्ध है।

21 (2) यदि कोई निर्णय स्थाई समिति/समितियों के अधिकार क्षेत्र से बाहर लिया गया हो तो पंचायत समिति:—

(क) अपनी स्वीकृति प्रदान कर सकती है। यदि निर्णय उस के अधिकार क्षेत्र में हो।

(ख) सक्षम प्राधिकारी को स्वीकृति के लिए प्रेषित कर सकती है।

21 (3) यदि निर्णय स्थाई समिति/समितियों के अधिकार क्षेत्र में हो तो या तो पंचायत समिति इसे सूचनाय नोट करेगी और आपत्ति नहीं उठा सकेगी।

21 (4) उच्चतर प्राधिकार पर पंचायत समिति की आज्ञा से कोई निर्णय लेना हो तब वह कार्य संचालन नियमावली के अनुसार समझा जायेगा और यदि यह पंचायत समिति के अधिकार क्षेत्र में होगा तो इस पर निर्णय ले लिया जायेगा। यदि विषय ऐसा हो जिस पर सक्षम प्राधिकारी की अनुमति की आवश्यकता हो तो पंचायत समिति उचित अभिशंकाओं सहित उक्त प्राधिकारी को प्रेषित करेगी।

21 (5) उपरोक्त 21 (1) एक में दिए कारणों से यदि पंचायत समिति किसी विषय पर निर्णय न ले सके तो वह कार्यकारी अधिकारी का कर्तव्य होगा कि वह धारा 102 के अधीन कार्यवाही के लिये प्रेषित करे जैसा कि वह उचित समझे।

22. आपत्ति की स्थिति में अध्यक्ष पंचायत समिति विषय को सीधा पंचायत समिति के समक्ष रखने को कह सकता है यदि उस विषय को स्थाई समितियों के समक्ष उप-विधियों के अनुसार रखे जाना का समय न हो।

23. यदि स्थाई समितियों का कोई सदस्य (अध्यक्ष के अतिरिक्त) निरंतर चार बैठकों में भाग न ले तो वह इस स्थाई समिति का सदस्य नहीं रहेगा और यह विषय शीघ्र आगामी पंचायत समिति की बैठक में प्रस्तुत किया जायेगा। समिति उस सदस्य की सदस्यता को यदि अनुपस्थितियों के बारे में सशंकित कारण हो, तो पुनः स्थापित करेगी।

घोषणा-पत्र नं० 1: पंचायत समिति की स्थाई समितियों की शक्तियां तथा कर्तव्य।

| क्रम संख्या | स्थायी समिति | शक्तियां तथा कर्तव्य |
|-------------|--------------|----------------------|
| 1 | 2 | 3 |

1. स्थाई समिति नं० 1
1. नौकरियों की उत्पत्ति।
2. बजट तैयार करना।
3. खण्ड में कर्मचारीगण की स्थिति का पुनः निरीक्षण।
4. घोषणा-पत्रों का प्रेषित करना तथा हिसाब-किताब का रखना।
5. पुनः निरीक्षित तथा पूरक बजट तैयार करना।

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6. प्रत्येक वित्तीय वर्ष की आय और व्यय का हिसाब करना।
7. कर प्रस्तावों की व्यवस्था करना (बनाना)।
8. करों की कमी, समाप्ती, क्षमा या छूट वारे प्रस्ताव करना।
9. फीसों की प्राप्ति तथा मेलों के प्रबन्ध को ठेके पर देना।
10. फीसों तथा करों आदि की प्राप्ति।
11. कर्जों की स्वीकृति देना।
12. कर्जों की वसूली का निरीक्षण करना।
13. पंचायतों के हिसाब-किताब तथा बजट का निरीक्षण करना।
14. पंचायतों को उनके बजट एवं योजनाएं बनाने में सहायता करना।
15. भूमि एवं अचल सम्पत्ति का अभिलेखन करना।
16. सम्बन्धित नियमों में प्रावधान की सीमाओं के अन्दर वित्तीय स्वीकृति देना।
17. स्त्री एवं लघु बचत द्वारा बचत की प्रवृत्ति को प्रोत्साहन देना।
18. ग्राम पंचायतों की उनकी विकास योजनाओं को कार्यान्वित करने के लिये, जिन्हें करने में वह असमर्थ हो वित्तीय सहायता की सीमा वारे निर्णय लेना एवं तकनीकी सहायता दिलाने का प्रबन्ध करना।
19. पंचायत समिति द्वारा समय समय पर स्थाई समिति को दिए गए शक्तियों एवं कृत कार्यों को कार्यान्वित करना।

2. स्थाई समिति नं० 2

1. खाना नं० 2 में वर्णित विषयों वारे सम्बन्धित अधिकारियों द्वारा निर्मित योजनाओं पर विचार करना तथा संशोधन सहित अथवा बिना संशोधन उन्हें अनुमति प्रदान करना।

खाना नं० 2 देखिए
धारा 98(1)

1. कृषि
2. पशु पालन तथा मछली पालन।
6. यातायात
7. विविध, केवल (2) से (10) तक।

2. स्थाई समिति को दिए गये विषयों के बारे में योजनाओं की स्वीकृति करना यदि वांछित राशि समिति के अधिकार क्षेत्र में हो और उसका आवश्यक प्रावधान हो।

3. समिति को दिए गये विषयों वारे सारी योजनाओं के के कार्यान्वयन का पर्यवेक्षण करना।

4. दिये गये विषयों वारे योजनाओं के कार्यान्वयन के लिये मानव शक्ति स्त्रों को गतिशील करना तथा स्वीकृत दान द्वारा धन राशि जुटावा।

5. दत्त विषयों वारे योजनाओं जिन के कार्यान्वित का उत्तरदायित्व पंचायत समिति द्वारा पंचायतों को दिया गया है का पर्यवेक्षण करना।

6. पंचायत समिति की पूर्ण सम्पत्ति (चल-अचल) का प्रबन्ध करना।

7. ऐसी किसी समिति के निर्माण साधारण अथवा सुचारु जो पंचायत समिति के नियन्त्रण या प्रबन्ध में हो वारे में ग्राम पंचायत को स्थानांतरण करने पर निर्णय लेना 101(2)(11)।

8. दत्त विषयों में से कौन सा ग्राम पंचायत को स्थानान्तरित करना है के वारे निर्णय लेना 101(2)(1)।

9. पंचायत समिति द्वारा समय-समय पर स्थाई समिति को दी गई शक्तियों एवं कृत कार्यों को कार्यान्वित करना।

3. स्थाई समिति नं० 3 :
कृपया देखें धारा 98(1)।

3. स्वास्थ्य एवं देहात की सफाई।

1. खाना नं० 2 में वर्णित विषयों के वारे में सम्बन्धित अधिकारियों द्वारा निर्मित योजनाओं पर विचार विमर्श करना तथा

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2. 3 स्थाई समितियों को दत्त विषयों सम्बंधित योजनाओं में समन्वयन ।

धारा 102 (1) तथा पंचायत समिति अपने कार्य 102(2) ।

सम्पादन के प्रत्येक 3 मास के बाद साधारण बैठक बुलायेगी। यह बैठक पंचायत समिति के कार्यालय में होगी। तिथि समय तथा कार्यसूचि का नोटिस प्रत्येक सदस्य को पूरे 10 दिन पूर्व अध्यक्ष व उसकी अनुपस्थिति में उपाध्यक्ष प्रेषित करेगा और इस साधन से जो भी उचित समझे। (धारा) 79 तथा 80) विशेष बैठक के लिये न्यूनतम पूरे चार दिन पूर्व नोटिस देना होगा। इसी प्रकार स्थगित बैठकों के लिए नोटिस जारी करने होंगे।

धारा 102 (3)

कार्यकारी अधिकारी समिति की कार्यवाही उसी समय कार्यवाही पुस्तिका में लिखेगा और अन्त में अध्यक्ष के हस्ताक्षर करवाएगा। यदि किसी कारणवश उसे सम्भव न हो तो बैठक के बाद उसी दिन कार्यवाही पुस्तिका में लिखेगा और आगामी बैठक में पिछली कार्यवाही के पुष्टिकरण के पश्चात् हस्ताक्षर करवाएगा।

धारा 102 (4)

कार्यवाही की प्रतिलिपियों पर ही सामान्य मुद्रा का प्रयोग हो सकेगा और यह कार्यकारी अधिकारी की सुरक्षा में रहेगी।

धारा 102 (5)

इस अधिनियम के अन्तर्गत कार्यकारी अधिकारी अपने हस्ताक्षरों से प्राप्तिश्यों की रसीदें पंचायत समिति की ओर से जारी करेगा। वह आगे अपने मुख्य लिपिक, लेखापाल या टैक्स-कुल्लेक्टर को उनके स्थान पर ऐसा करने का अधिकार ले सकेगा।

धारा 102 (6)

जन साधारण समिति के राजस्टर, दस्तावेज, प्रस्ताव, दो रुपये आगामी फीस देकर निरीक्षण कर सकेगा और तबसे तथा योजना के निरीक्षण के लिये पांच रुपये आगामी फीस जमा करवाना होगा। प्रतिनिधि दो रुपये प्रति सफा या उसका आंशिक भाग फीस देकर प्राप्त की जा सकती है।

धारा 102 (7)

पंचायत समिति की बैठक में पूरक संख्या धारा 84 के अनुसार होगी।

धारा 102 (8)

(क) पंचायत समिति अध्यक्ष स्थाई समिति की बैठक जिसमें उसी संविदा पर विचार हो रहा हो, जिसमें किसी सदस्य की अधिक मन्जी हो वह सदस्य विशेष 'उम' बैठक में बैठ तो सकेगा परन्तु विचार विमर्श में भाग नहीं ले सकेगा।

(ख) अध्यक्ष या उनकी अनुपस्थिति में उपाध्यक्ष कार्यवाही का संचालन करेगा। सदस्य के अतिरिक्त सभापति किसी अन्य जन-साधारण को भाग लेने की स्वीकृति दे सकता है। यदि वह विचार विमर्श में भाग लें या कोई गड़बड़ करे तो उसे सभापति बैठक से नाहर निकल जाने को कह सकता है। किसी संविदा में बाद-विवाद की सूरत में सभापति मत देने का अधिकार रखने वाले सदस्यों का हाथ उठा कर प्राथमिकता के आधार पर सभापति निर्णय देगा यदि बराबर की प्राथमिकता हो तो सभापति को अपने अतिरिक्त निर्णायक मत के प्रयोग का अधिकार होगा।

(ग) अध्यक्ष/कार्यकारी अधिकारी 2 रुपये आगामी फीस प्राप्त करके प्रत्येक मत अधिकारी समिति सदस्य को और 5 रुपये

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|---------------|---|---|---------------|---|---|---|
| | | आगामी फीस लेकर गैर सदस्य को कार्यवाही पुस्तिका के निरीक्षण की अनुमति दे सकेगा, प्रतिदिन 2 रुपये प्रति सफा या आंशिक भाग के हिसाब से मत अधिकारी सदस्य तथा गैर सदस्य 1 दे सकेगा। | | | | जा सकेगा (धारा 129) तथा भाग राशियों की प्राप्ति धारा 109 के अधीन प्राप्त की जा सकेगी। |
| धारा 102 (9) | | धारा 128 के अन्तर्गत शुल्क, पथ कर एकत्रित करने का अधिकार कार्यकारी अधिकारी को होगा जो इस काम को ठेके पर भी दे सकेगा। यह ठेका 5 परसेंट पर होगा। मेले के प्रबन्ध का अधिकार भी कार्यकारी अधिकारी को होगा। परन्तु ऐसा कोई कार्य करने के पश्चात पंचायत समिति की आगामी शीघ्र होने वाली बैठक में कार्यकारी अधिकारी इसे प्रस्तुत करके इसकी स्वीकृति समिति से प्राप्त करेगा। धारा 129 के अन्तर्गत कार्यवाही करने का अधिकार भी कार्यकारी अधिकारी को होगा। | धारा 102 (13) | | | पंचायत समिति निम्न कार्यों पर सरकार की स्वीकृति से फीस लगा सकती है जो उसके सामने लिखी गई है तथा लाइसेन्स दे सकती है:— 1. करयाना, हलवाई तथा अन्य खाने-पीने की चीजों की दुकानों पर— (क) परचून 10 रुपये वार्षिक। (ख) थोक 30 रुपये वार्षिक। 2. मीट (मांस) की दुकान 30 रुपये वार्षिक। 3. प्रति टांगा तथा ठेला 7 रुपये वार्षिक। 4. कॉफीग लाइसेन्स टांगा 5 रुपये वार्षिक। 5. साइकल पर 4 रुपये वार्षिक। 6. पेशाकर—धारा 130 के अन्तर्गत हिमाचल प्रदेश सरकार को पेशा टैक्स लगाने की स्वीकृति देने के लिए लिखा जायेगा। 7. लड़के का विवाह या जन्म 5 रु० 8. लड़की का विवाह या जन्म 2 रु० नोट:—अनुसूचित जातीय या जन-जातीय से आधा लिया जायेगा (केवल 7 और 8 म) उक्त कर की क्षमा के लिये पंचायत समिति को अभील करनी होगी। |
| धारा 102 (10) | | विकास खण्ड की सीमा में जो मेले लगते हैं या कृषि, उद्योग प्रदर्शनियां लगाई जाती हैं उन प्रबन्ध विकास खण्ड की ओर से किया जा सकता है। दुकानदारों पर कर भी लगाए जा सकते हैं जो समय समय पर निर्धारित किये जायेंगे। मेले के स्थान की स्वच्छता, सफाई, पानी मम्लाई, टट्टियों आदि के प्रावधान का उत्तरदायित्व समिति पर होगा। यदि उक्त मेलों में दुकानदारों पर कर लगाये। | | | | |
| धारा 102 (12) | | इस अधिनियम के अधीन लगाए गए स्थानीय करों, उपकरों तथा शुल्कों का शेष तथा धारा 128 के अधीन ठेकेदारों को सौंपे गए शुल्कों तथा पथकरों की प्राप्ति का वकाया मालगुजारी के वकाए के रूप में प्राप्त किया | धारा 102 (14) | | | धारा 98 में वर्णित कर्तव्य के पालन के लिये देख-भाल प्रबन्ध आदि कार्यकारी अधिकारी करेगा। |
| | | | धारा 102 (15) | | | धारा 105 से 108 तक के अधीन कार्यवाही कार्यकारी अधिकारी करेगा। |

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| धारा 102 (16) | (क) पशुओं की मण्डों में प्रबन्ध पंचायत समिति करेगी और वृद्धों की सफाई आदि का प्रबन्ध भी करेगी और प्रत्येक पशु की विक्री पर निम्न कर लगायेगी— | 1. प्रत्येक पशु पर एक रुपया दाखला फीस होगी। 2. बैल 5 प्रतिशत। 3. भैंस 5 प्रतिशत। 4. भेड़ 5 प्रतिशत। 5. बकरी आदि पशुओं पर यह कर पशु बेचने वाले से 5 प्रतिशत की दर से प्राप्त किया जायेगा। कीमत छुपाने वाले को इस का 11 गुणा देना पड़ेगा। | धारा 102 (19) | खतरनाक भवनों तथा स्थानों का जो पंचायत समिति के क्षेत्र में हों को हटाने या सुरक्षित करने का प्रबन्ध पंचायत समिति द्वारा निम्न निधि में से किया जायेगा, समिति के ऐसे किसी प्रस्तावानुसार कार्यकारी अधिकारी कार्यवाही करेगा यदि किसी स्थान या सम्पत्ति पर नाजायज अधिकार किसी ने किया हो तो समिति इसके बारे में अपने क्षेत्र के मैजिस्ट्रेट प्रथम श्रेणी को रिपोर्ट करेगी और यदि आवश्यक हुआ तो कार्यकारी अधिकारी समिति के पूर्व निर्णय से मुकद्दमा चलायेगा। [धारा 98 (7) (5)]। | |
| | (ख) प्रबन्ध के लिये कार्यकारी अधिकारी आवश्यक नियुक्तियां करेगा। | | धारा 102 (20) | पंचायत अपने क्षेत्र में चरागाह का प्रबन्ध करेगी। | |
| धारा 102 (17) | बिना लाइसेन्स प्राप्ति के कोई भी दुकानदार साधारण अथवा मेलों में खाद्य तथा पेय वस्तुओं की विक्री नहीं कर सकेगा। प्रत्येक दुकानदार पर उसकी दुकान के आधार पर एक से पांच रुपये तक मेला फीस लगाई जा सकेगी। यदि बिना लाइसेन्स और फीस विक्री करेगा तो उसे 100 रुपये दण्ड देना होगा और न देने की सूरत में कार्यकारी अधिकारी मैजिस्ट्रेट प्रथम श्रेणी की अदालत में मुकद्दमा चलाएगा। | | धारा 102 (21) | पशुओं, भेड़ों और बकरियों को नसल सुधारने के लिये और इनमें बीमारियों को रोक-थाम के लिये अपने क्षेत्र में पशुचिकित्सक की सहायता से प्रबन्ध करेगी। यदि इस कार्य के लिये उन्नत पशु, भेड़-बकरी खरीदने तथा बीमारियों को रोक-थाम के लिये दवाइयों की आवश्यकता पड़े तो समिति अपनी निजि निधि से व्यय कर सकेगी। | |
| | | | धारा 102 (22) | जलाशयों की सफाई तथा साधारण, नुस्तीकरण तथा निर्माण के लिये पंचायत समिति अपने नाव निधि से पंचायतों की सहायता करेगी एवम् तकनीकी सहायता का प्रबन्ध करेगी। | |
| धारा 102 (18) | फीस प्राप्त कर, कार्यकारी अधिकारी टांगे, ठेलों को चलाने के लिये लाइसेन्स देगा। इनके अट्टे के लिये पंचायत समिति प्रबन्ध करेगी। ऐसे टांगे, ठेले वालों को लाइसेन्स दिया जायेगा जिनके टांगे ठीक हालत में होंगे और घोड़ों के स्वास्थ्य के बारे में पशु चिकित्सक ठीक रिपोर्ट करेगा। | | धारा 102 (23) | शमशान घाट, कब्रगाहों के प्रबन्ध में समिति निजि निधि एवम् तकनीकी सहायता से पंचायतों की सहायता कर सकेगी। | |
| | | | धारा 102 (24) | यदि गाड़ी (शंगा, ठला आदि) का अट्टा समिति बनाए तो वहां | |

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ठहरने के लिये समिति 10 पैसे प्रति गाड़ी प्रति फेरा फीस प्राप्त कर सकेगी जिसके लिए कर्मचारी नियुक्त करेगी या इसे ठेका पर दे देगी।

धारा 102 (25)

मच्छरों को नष्ट करने एवं मलेरिया की रोकथाम के लिए समिति डाक्टरों की सहायता ले सकेगी। दवाइयों आदि की आवश्यकता अपने निजी निधि से पूरी कर सकेगी।

धारा 102 (26)

बूहे, टिड्डियों, अन्य कीटाणुओं, गोदड़ों, तोतों को मारने का प्रबन्ध पंचायत समिति अपने श्रोतों द्वारा करेगी और पागल कुत्तों को मरवाने का प्रबन्ध भी वह पशु चिकित्सक की सहायता से करेगी। दवाई आदि की आवश्यकता पड़ने पर इसका प्रबन्ध भी करेगी तथा मरे कुत्तों को दवाने का प्रबन्ध सम्बन्धित पंचायत करेगी।

धारा 102 (27)

पंचायत समिति अपने क्षेत्र की पंचायतों को आवश्यकता पड़ने पर लोगों के घरों में रोगनाशन लगाने और सुधार करने के लिए, जिससे क्षय रोग की रोक थाम हो सके, कहेगी तथा निरीक्षण भी कर सकेगी।

धारा 102 (28)

शारीरिक संवर्धन को प्रोत्साहन देने के लिए समिति खेल के मैदानों का प्रावधान स्वयं या पंचायतों से करवाएगी और खेल कूद की प्रतियोगिताएं भी करवाएगी। नवयुवक मण्डलों को पंचायतों की आर्थिक स्थिति को देखते हुए पंचायतों द्वारा वित्तीय सहायता भी देगी।

धारा 102 (29)

लावारिस पशुओं को, यदि ऐसे उपनव्व हों पंचायत समिति स्वयं जन्त कर सकेगी या सम्बन्धित पंचायत को ऐसा

करने के लिये कहेगी। यदि एक सप्ताह के भीतर कोई मालिक मांग न करे तो इसको नीलाम करके रुपया समिति फण्ड में जमा करेगी। आर्थिक स्थिति को ध्यान में रखते हुए वह गो सदन खोलने पर भी विचार कर सकेगी।

धारा 102 (30)

पंचायत समिति अथवा उसके अधीन बनाई गई सहायक समितियाँ सार्वजनिक स्थानों जैसे मैदान जोहड़, सराय आदि और बेकरी, डाबा, तन्दूर, धूम रहित चूल्हे, सोडा वाटर की फक्टरी, वर्षा की फैक्टरी, आटे की चक्की, अनाज के गोदाम, वधशालाएं, धोबीघाट, मण्डी स्टालों का जो समिति के क्षेत्र में स्थित हों, निरीक्षण करेगी और सुधार के लिये कह सकेगी। मालिक के सुधार न करने की सूचना में संविदा सम्बन्धित उच्चाधिकारी को सूचनाएं एवं आवश्यक कार्यवाही हेतु भेज सकेगी।

धारा 102 (31)

पंचायत समिति अस्तबल, गोशाला, भेड़, बकरियों और सूअरों के लिये गृह के बारे में धारा 102 (31) के समक्ष लिखी कार्यवाही कर सकेगी।

धारा 102 (32)

पंचायत समिति आवासीय भवनों का भी निरीक्षण कर सकेगी। निर्धन व्यक्ति, जो छूतों से पीड़ित हों की सहायता अपने श्रोतों से कर सकेगी।

धारा 103

इन उपविधियों का उल्लंघन करने वाले के विरुद्ध पंचायत समिति धारा 103 के अधीन कार्यवाही करेगी।

के० एन० रणा,
कार्यकारी अधिकारी,
पंचायत समिति मन्डी (सदर)।

भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

In the Court of **Shri R. K. Mahajan, Senior Sub-Judge,**
District Solan

Shrimati Sudesh Kumari wd/o Shri Dina Nath,
resident of Subathu, Tehsil and District Solan

Plaintiff.

Versus

The General Public.

In the matter of grant of succession certificate in respect of the debts of Krishana Wati and Beni Parshad under section 372 of the Indian Succession Act.

To
The General Public.

Whereas in the above-noted case Shrimati Sudesh Kumari wd/o Shri Dina Nath, resident of Subathu, Tehsil and District Solan has applied for the grant of Succession Certificate authorising her to realize the amount of debts etc. in respect of late Shrimati Krishana Wati and Beni Parshad.

Whereas the above-noted application has been registered and is fixed for 12-11-1976. Notice is hereby given to the General Public that if any well-wisher and kinsman of the deceased has any objection to the grant of this certificate sought by the petitioner, they should file the same in this court on or before 12-11-1976 failing which no objection shall be entertained.

Given under my hand and the seal of the court, this 18th day of October, 1976.

Seal. **R. K. MAHAJAN,**
Senior Sub-Judge, Solan.

In the Court of **Shri R. K. Mahajan, Senior Sub-Judge,**
Solan, District Solan

Shrimati Krishna Devi daughter of Shrimati Sobhani wife of Shri Daulat Ram, resident of Pajo, Tehsil and District Solan

Petitioner.

Versus

The General Public.

Whereas in the above-noted case Shrimati Krishna Kumari daughter of Shrimati Sobhani wife of Shri Daulat Ram, resident of village Pajo, Tehsil and District Solan has applied for the grant of Succession Certificate authorising her to realize the amount of debt etc. in respect of late Shrimati Sobhani.

Whereas the above-noted application has been registered and is fixed for 12-11-76. Notice is hereby given to the General Public that if any well-wisher and kinsman of the deceased has any objection to the grant of this certificate sought by the petitioner, they should file the same in this court on or before 12-11-76 failing which no objection shall be entertained.

Given under my hand and the seal of the court, this 18th day of October, 1976.

Seal. **R. K. MAHAJAN,**
Senior Sub-Judge, Solan.

In the Court of **Shri R. K. Mahajan, Senior Sub-Judge,**
District Solan

Shri Mansu son of Shri Kolu, resident of village Naraini, Pargana Nali Dharti, Tehsil Kandaghat, now Tehsil Kasauli, District Solan

Plaintiff.

Versus

Shri Tuls Ram son of Shri Sukha son of Agri, resident of village Naraini, Pargana Nali Dharti, Tehsil Kandaghat now Tehsil Kasauli, District Solan.

2. Deepa son of Shri Kolu son of Shri Chuho, resident of village Naraini, Pargana Nali Dharti, Tehsil Kasauli, District Solan

Defendant.

SUIT FOR POSSESSION

To

1. Shri Banta son of Shri Deepa, resident of Nand Pur, Tehsil Kalka, Haryana State.
2. Shrimati Lachhmi daughter of Deepa presently wife of Seet Ram, resident of village Mayal, Tehsil Sarahan, District Sirmur, Himachal Pradesh.

Whereas in the above-noted case, it has been proved to the satisfaction of this court that the above-noted L. Rs. of the deceased Shri Deepa defendant No. 2 are evading the service of the summons and cannot be served in the normal course of service. Hence this proclamation is hereby issued against them to appear in this court on the date fixed for hearing on 3-11-1976 at 10 A.M. personally or through an authorised agent or pleader to defend the case, failing which *ex-parte* proceedings will be taken against them.

Given under my hand and the seal of the court, this 18th day of October, 1976.

Seal. **R. K. MAHAJAN,**
Senior Sub-Judge, Solan.

In the Court of **Shri R. K. Mahajan, Senior Sub-Judge,**
District Solan

Shri Gurditta Mall son of Shri Ram Bheja Mall, resident of Solan, Tehsil and District Solan

Petitioner.

Versus

The General Public.

Application under section 372 of the Succession Act for the grant of Succession Certificate.

To

The General Public.

Whereas in the above-noted case Shri Gurditta Mall son of Shri Ram Bheja Mall, resident of Solan, Tehsil and District Solan has applied for the grant of succession certificate authorising him to realize the amount of debt etc.

Whereas the above-noted application has been registered and is fixed for 24-11-1976. Notice is hereby given to the general public that if any well-wisher and kinsman of the deceased has any objection

the grant of this certificate sought by the petitioner, they should file the same in this court on or before 24-11-1976 failing which no objection shall be entertained

Given under my hand and the seal of the court this 18th day of October, 1976.

R. K. MAHAJAN,
Seal. Senior Sub-Judge, Solan.

COURT NOTICE UNDER ORDER 5, RULE 20 C.P.C.

In the Court of Shri R. L. Khurana, Senior Sub-Judge, Una

Civil Suit No. 227 of 1973

Smt. Lajya Devi etc.

Versus

1. Parkash Chand, 2. Amar Nath, 3. Ramesh Chand, 4. Kamal Dev ss/o Mansha Ram, r/o Village Bhabour Mazra Bas, P.S. Nangal, Tehsil Anandpur Sahib, District Roop Nagar (Pb.).

Whereas in the above-noted case it has been proved to the satisfaction of this court that the above-noted defendants are evading the service of summons and cannot be served in the normal course of service. Hence this proclamation is hereby issued against them to appear in this court on 9-11-76 at 10 A.M. personally or through an authorised agent or pleader to defend the case, failing which *ex-parte* proceedings will be taken against them.

Given under my hand and the seal of the court, this 16th day of October, 1976.

R. L. KHURANA,
Seal. Senior Sub-Judge.

In the Court of Sh. K. C. Negi, Sub-Judge 1st Class (2)
Simla, H. P.

CASE No. 245/1 of 74

Sh. Ascharj Lall Gandhi son of Sh. Kanshi Ram Gandhi, resident of House No. 14, Gali No. 9, Kashmiri Mohalla, Simla-1

Plaintiff.

Versus

Union of India through Ministry of Finance (Department of Banking) Rehabilitation Finance Administration Unit, Church Road, New Delhi and others

Defendant.

Suit for the grant of perpetual prohibitory injunction

To

(1) Sh. Bhupinder Singh, 18/A, Bhogal Colony, New Delhi.

(2) Sh. Narinder Singh, 18/A, Bhogal Colony, New Delhi.

Whereas in the above-noted case it has been proved to my satisfaction that the defendants named Sh. Bhupinder Singh and Sh. Narinder Singh cannot be served in the normal mode of service. Hence this proclamation is hereby issued against them and they are directed to appear in the court on or before 3-11-76, at 10 A.M. personally or through a pleader or authorised agent.

failing which an *ex-parte* proceeding will be taken against them.

Given under my hand and the seal of the Court, this 18th day of October, 1976.

K. C. NEGI,
Seal. Sub-Judge 1st Class (2)
Simla.

In the Court of Shri S.M. Katwal, Commissioner under the Workman Compensation Act, S. D. O. (C). Rampur Bushahr

बमुकदमा जय सिंह पुत्र श्री हाथी राम, साकन फरनाल, सब-तहसील कुमारसेन, जिला शिमला ... सम्प्रल

बनाम

श्री राज लाल पुत्र श्री रामू राम, कोतवाली बाजार, धर्मशाला, जिला कांगड़ा (हि० प्र०) फरीक दोयम

बनाम श्री राज लाल पुत्र श्री रामू राम, कोतवाली बाजार, धर्मशाला, जिला कांगड़ा, हिमाचल प्रदेश

हरगह अदालत हजा को यह यकीन हो चुका है कि आप फरीक दोयम की तामील बजरिया समन होनी मुश्किल है अतः आपको बजरिया इस्तहार सूचित किया जाता है कि आप मिति 18-11-76 बवक्त 10 बजे दिन हाजर अदालत असालतन या वकालतन मुकदमा हजा की जवाब देही करें बसुरत न हाजर होने अदालत कारवाई यकतरफा अमल में लाई जायेगी।

आज बतारीख 18 अक्टूबर, सन् 1976 को हमारे हस्ताक्षर व मोहर अदालत से जारी हुआ।

S. M. KATWAL,
Commissioner,
under the Workmen, Compensation Act, Rampur.

"LOST" ("STOLEN" "DESTROYED" "MUTILATED" OR "DEFACTED (AS THE CASE MAY BE)

"The Government Promissory Note No. DH 005544 of the National Defence Gold Bonds 1980 'B' Series for 64 Grams., originally standing in the name of Balwant Singh and last endorsed to none, having been lost notice is hereby given that payment of the above note and the interest thereupon has been stopped at the Public Debt Office, New Delhi and that application is about to be made for the issue of a duplicate in favour of the proprietor. The public are cautioned against purchasing or otherwise dealing with the above-mentioned security.

Name of advertiser:

BALWANT SINGH

Vill. & P. O. Gangth,
Tehsil Nurpur, Distt. Kangra (H. P.).

**STATE BANK OF INDIA
REGION II—NEW DELHI L. H. O.**

NOTICE

New Delhi, the 12th October, 1976/20th Asvina, 1898 (Saka)

1. Shri C. L. Seth, Officer Grade I took over as Branch Manager, Dehra Branch as at the close of business on the 19th April, 1976.

2. Shri R. S. Katial, Officer Grade I took over as Branch Manager, Amb Branch with effect from the 24th April, 1976.

3. Shri N. N. Khosla, Officer Grade I took over as Branch Manager, Jasur Branch with effect from the 29th April, 1976.

4. Shri S. P. Gupta, Officer Grade I deputed from Kulu Branch held temporary but complete charge of Dalhousie Branch with effect from the 24th January, 1976 to 24th February, 1976 vice Shri Jagjit Kumar, Officer Grade I proceeded on leave.

5. Shri G. C. Khurana, Officer Grade I deputed from Hoshiarpur Branch held temporary but complete charge of Gagret Branch with effect from the 17th March, 1976 to 30th April, 1976.

6. Shri V. K. Shah, Officer Grade I took over as permanent Field Officer, Mandi Branch with effect from the 20th April, 1976.

7. Shri M. K. Chanana, Officer Grade I took over as Branch Manager, Dharamsala Branch as at the close of business on the 29th May, 1976.

8. Shri A. K. Sharma, Officer Grade I took over as Manager (Personal Banking Division), Simla Branch as at the close of business on the 21st June, 1976.

9. Shri D. N. Utreja, Officer Grade I took over as Field Officer, Simla Branch as at the close of business on the 30th June, 1976.

10. Shri S. C. Sharma, Officer Grade I took over as Branch Manager, Kalbhog Branch as at the close of business on the 22nd July, 1976.

11. Shri C. Sarkar, Officer Grade I took over as Branch Manager, Bilaspur Branch as at the close of business on the 10th May, 1976.

12. Shri J. L. Sood, Officer Grade I took over as Accountant, Bilaspur Branch as at the close of business on the 9th January, 1976.

13. Shri K. C. Sharma, Officer Grade I took over as Officiating Branch Manager, Rait Branch with effect from the 23rd June, 1976 and took over as permanent Branch Manager with effect from the 29th July, 1976.

14. Shri R. S. Verma, Officer Grade I took over as Branch Manager, Cheog Branch with effect from the 10th August, 1976.

15. Shri O. P. Acharya, Officer Grade I took over as Accountant, Palampur Branch with effect from the 3rd August, 1976.

16. Shri S. D. Malhotra, Officer Grade I took over as Branch Manager, Subathu Branch as at the close of

business on the 7th August, 1976.

17. Shri J. K. Malhotra, Officer Grade I took over as Branch Manager, Dalhousie Branch as at the close of business on the 6th March, 1976.

18. Shri P. P. Mehan, Officer Grade I took over as Branch Manager, A. D. B. Paonta with effect from the 31st January, 1976.

19. Shri P. N. Joshi, Officer Grade I took over as Branch Manager, Chama Branch with effect from the 19th June, 1975.

20. Shri M. C. Rana, Officer Grade II took over as Roving Field Officer, Kot-Khai Branch with effect from the 18th August, 1975.

21. Shri Bachittar Singh, Officer Grade I held temporary but complete charge of Matiana Branch with effect from the 22nd July, 1976 and subsequently took over as permanent Branch Manager with effect from the 2nd September, 1976.

22. Shri Harbhajan Singh, Officer Grade I took over as Manager (Personal Banking Division) as at the close of business on the 25th August, 1976.

23. Shri D. N. Utreja, Officer Grade I took over as Field Officer, Simla Branch as at the close of business on the 31st August, 1976.

24. Shri R. S. Katial, Officer Grade I took over as Branch Manager, Kala Amb Branch with effect from the 8th September, 1976.

25. Shri V. D. Sharma, Officer Grade II held temporary but complete charge of Chowari Branch with effect from the 11th June, 1976 to 10th July, 1976 vice Shri M. M. Sharma, Officer Grade I (Branch Manager) proceeded on leave.

26. Shri P. L. Bali, Officer Grade I deputed from A. D. B. Paonta held temporary but complete charge of Kala Amb Branch with effect from 28th July, 1976 to 8th September, 1976.

27. Shri S. Ananthanarayan, Officer Grade I deputed from A. D. B. Paonta held temporary but complete charge of Taruwala Branch with effect from the 26th July, 1976.

28. Shri M. K. Anand, Officer Grade I took over as Accountant, Dharamsala Branch with effect from the 23rd August, 1976.

29. Shri M. K. Anand, Officer Grade I deputed from Kulu Branch held temporary but complete charge of Kaza Branch with effect from the 8th May to 13th August, 1976 vice Shri D. K. Batra, Officer Grade II (Branch Manager).

30. Shri G. C. S. L. Chaudhry, Officer Grade II took over as Officiating Branch Manager, Salapar Branch with effect from the 10th September, 1976.

31. Shri Laxmi Chand, Officer Grade I took over as Officiating Branch Manager, Nagota Surian Branch with effect from the 7th September, 1976.

R. P. GOYAL,
Chief General Manager.

भाग 6—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

LAW DEPARTMENT

NOTIFICATION

Simla-171 002, the 14th July, 1976

No. LLR-E(9) 12/76.—The following Acts recently passed by Parliament which have already been published in the Gazette of India, Extra-ordinary, Part-II, Section I, are hereby republished in the Himachal Pradesh Government Rajpatra for the information of general public:—

1. The Warehousing Corporations (Amendment) Act, 1976 (42 of 1976).

2. The Marriage Laws (Amendment) Act, 1976 (68 of 1976).

M. C. PADAM,
Under Secretary (Judicial).

Assented to on 24-3-76

THE WAREHOUSING CORPORATIONS
(AMENDMENT) ACT, 1976

(ACT No. 42 OF 1976)

AN

ACT

further to amend the Warehousing Corporations Act, 1962.

Be it enacted by Parliament in the Twenty-seventh Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Warehousing Corporations (Amendment) Act, 1976.

2. *Amendment of section 2.*—In section 2 of the Warehousing Corporations Act, 1962 (58 of 1962) (hereinafter referred to as the principal Act),—

(a) after clause (d), the following clause shall be inserted, namely:—

“(dd) “nationalised bank” means a corresponding new bank specified in the First Schedule to the Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970 (5 of 1970);”

(b) in clause (f), the words “, and includes a nationalised bank” shall be inserted at the end.

3. *Amendment of section 4.*—In section 4 of the principal Act,—

(a) in sub-section (1), the following proviso shall be inserted at the end, namely:—

“Provided that the Central Government may, from time to time, by order notified in the Official Gazette, increase the authorised share capital of the Central Warehousing Corporation to such extent and in such manner as that Government may determine.”;

(b) in sub-section (2), in the opening sentence, for the words “The Central Government shall”, the words “The Central Government shall after

due appropriation made by Parliament by law for the purpose,” shall be substituted;

(c) in sub-section (4), for the words “the State Bank, any scheduled bank”, the words “the State Bank or any other scheduled bank” shall be substituted.

4. *Amendment of section 16.*—In section 16 of the principal Act, in sub-section (2), after clause (b), the following clauses shall be inserted, namely:—

“(c) for meeting the expenses incurred in relation to the training of personnel, or publicity and propaganda, for the purpose of promoting warehousing and storage of agricultural produce and notified commodities;

(d) for meeting the expenses, including the salary, allowances and other remuneration of the officers and other employees, incurred in relation to the administration of the Warehousing Fund.”

5. *Amendment of section 17.*—In section 17 of the principal Act, in sub-section (2), the following proviso shall be inserted at the end, namely:—

“Provided that the General Fund shall not be applied for meeting the expenses referred to in clause (c) or clause (d) of sub-section (2) of section 16.”

6. *Amendment of section 19.*—In section 19 of the principal Act, in sub-section (1), the following proviso shall be inserted at the end, namely:—

“Provided that in respect of any State Warehousing Corporation the Central Government may, after consultation with the State Government concerned, from time to time and by order notified in the Official Gazette, increase the maximum limit of the authorised capital aforesaid to such extent and in such manner as the Central Government may determine.”

7. *Amendment of section 27.*—In section 27 of the principal Act, in sub-section (2),—

(a) in clause (ii), for the words and figures “the State Bank of India Act, 1955”, the words and figures “the State Bank of India Act, 1955, or” shall be substituted;

(b) after clause (ii), the following clauses shall be inserted, namely:—

“(iii) from any nationalised bank, or

(iv) from such insurance company, investment trust or other financial institution as may be approved by the Central Government in this behalf.”

8. *Amendment of section 28.*—In section 28 of the principal Act,—

(a) after the words “the State Bank”, the words “or any nationalised bank” shall be inserted;

(b) for the words "any scheduled bank", the words "any other scheduled bank" shall be substituted.

9. *Insertion of new section 31A.*—In Chapter IV of the principal Act, after section 31, the following section shall be inserted, namely:—

"31A. *Returns and reports.*—A Warehousing Corporation shall furnish to the appropriate Government such returns, statistics, accounts and other information with respect to its property or activities as that Government may, from time to time, require."

10. *Amendment of section 41.*—In section 41 of the principal Act,—

(a) in sub-section (2),—

(i) in clause (e), for the words, brackets and figures "within the limit specified in sub-section (1) of section 19" the words, brackets and figures "within the maximum limit specified by or under sub-section 1 of section 19" shall be substituted;

(ii) clause (i) shall be re-lettered as clause (j), and before clause (j) as so re-lettered the following clause shall be inserted, namely:—

"(i) the form and manner in which returns, statistics, accounts and other information are to be furnished, under section 31A, by a Warehousing Corporation;"

(b) in sub-section (3), for the words "if, before the expiry of the session in which it is so laid", the words "if before the expiry of the session immediately following the session" shall be substituted.

Assented to on 27-5-1976

THE MARRIAGE LAWS (AMENDMENT) ACT, 1976

(ACT No. 68 OF 1976)

AN

ACT

further to amend the Hindu Marriage Act, 1955 and the Special Marriage Act, 1954.

Enacted by Parliament in the Twenty-seventh Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. *Short title.*—This Act may be called the Marriage Laws (Amendment) Act, 1976.

CHAPTER II

AMENDMENTS TO THE HINDU MARRIAGE ACT, 1955

2. *Amendment of section 5.*—In the Hindu Marriage Act, 1955 (25 of 1955) (hereinafter referred to as the Hindu Marriage Act), in section 5, for clause (ii), the following clause shall be substituted, namely:—

"(ii) at the time of the marriage, neither party—

(a) is incapable of giving a valid consent to it in consequence of unsoundness of mind; or

(b) though capable of giving a valid consent, has been suffering from mental disorder of such a kind or to such an extent as to be unfit for marriage and the procreation of children; or

(c) has been subject to recurrent attacks of insanity or epilepsy;"

3. *Amendment of section 9.*—In section 9 of the Hindu Marriage Act,—

(a) in sub-section (1), the brackets and figure "(1)" shall be omitted and to that sub-section as so amended, the following *Explanation* shall be added, namely:—

"*Explanation.*—Where a question arises whether there has been reasonable excuse for withdrawal from the society, the burden of proving reasonable excuse shall be on the person who has withdrawn from the society."

(b) sub-section (2) shall be omitted.

4. *Amendment of section 10.*—In section 10 of the Hindu Marriage Act, for sub-section (1) and the *Explanation* thereunder, the following sub-section shall be substituted, namely:—

"(1) Either party to a marriage, whether solemnized before or after the commencement of this Act, may present a petition praying for a decree for judicial separation on any of the grounds specified in sub-section (1) of section 13, and in the case of a wife also on any of the grounds specified in sub-section (2) thereof, as grounds on which a petition for divorce might have been presented."

5. *Amendment of section 11.*—In section 11 of the Hindu Marriage Act, after the words "presented by either party thereto", the words "against the other party" shall be inserted.

6. *Amendment of section 12.*—In section 12 of the Hindu Marriage Act,—

(a) in sub-section (1),—

(i) for clause (a), the following clause shall be substituted, namely:—

"(a) that the marriage has not been consummated owing to the impotence of the respondent; or";

(ii) in clause (c), for the words "or fraud", the words "or by fraud as to the nature of the ceremony or as to any material fact or circumstance concerning the respondent" shall be substituted;

(b) in sub-section (2), in clause (b), in sub-clause (iii) for the words "the grounds for a decree" the words "the said ground" shall be substituted.

7. *Amendment of section 13.*—In section 13 of the Hindu Marriage Act,—

(a) in sub-section (1),—

(i) for clause (i), the following clauses shall be

substituted, namely:—

“(i) has, after the solemnization of the marriage, had voluntary sexual intercourse with any person other than his or her spouse; or

(ia) has, after the solemnization of the marriage, treated the petitioner with cruelty; or

(ib) has deserted the petitioner for a continuous period of not less than two years immediately preceding the presentation of the petition; or”;

(ii) for clause (iii), the following clause shall be substituted, namely:—

“(iii) has been incurably of unsound mind, or has been suffering continuously or intermittently from mental disorder of such a kind and to such an extent that the petitioner cannot reasonably be expected to live with the respondent.

Explanation.—In this clause:—

(a) the expression “mental disorder” means mental illness, arrested or incomplete development of mind, psychopathic disorder or any other disorder or disability of mind and includes schizophrenia;

(b) the expression “psychopathic disorder” means a persistent disorder or disability of mind (whether or not including sub-normality of intelligence) which results in abnormally aggressive or seriously irresponsible conduct on the part of the other party, and whether or not it requires or is susceptible to medical treatment; or;

(iii) in clauses (iv) and (v), the words “for a period of not less than three years immediately preceding the presentation of the petition,” shall be omitted;

(iv) after clause (vii), the following *Explanation* shall be inserted, namely:—

Explanation.—In this sub-section, the expression “desertion” means the desertion of the petitioner by the other party to the marriage without reasonable cause and without the consent or against the wish of such party, and includes the wilful neglect of the petitioner by the other party to the marriage, and its grammatical variations and cognate expressions shall be construed accordingly;.

(b) in sub-section (1A), for the words “two years” in the two places where they occur, the words “one year” shall be substituted;

(c) in sub-section (2),—

(i) in clause (ii), for the word “bestiality”, the words “bestiality; or” shall be substituted;

(ii) after clause (ii) as so amended, the following clauses shall be inserted, namely:—

“(iii) that in a suit under section 18 of the Hindu Adoptions and Maintenance Act, 1956 (78 of

1956), or in a proceeding under section 125 of the Code of Criminal Procedure, 1973 (2 of 1974) (or under the corresponding section 488 of the Code of Criminal Procedure, 1898 (5 of 1898), a decree or order, as the case may be, has been passed against the husband awarding maintenance to the wife notwithstanding that she was living apart and that since the passing of such decree or order, cohabitation between the parties has not been resumed for one year or upwards; or

(iv) that her marriage (whether consummated or not) was solemnized before she attained the age of fifteen years and she has repudiated the marriage after attaining that age but before attaining the age of eighteen years.

Explanation.—This clause applies whether the marriage was solemnized before or after the commencement of the Marriage Laws (Amendment) Act, 1976.”

8. *Insertion of new sections 13A and 13B.*—After section 13 of the Hindu Marriage Act as so amended, the following sections shall be inserted, namely:—

“13A. *Alternate relief in divorce proceedings.*—In any proceeding under this Act, on a petition for dissolution of marriage by a decree of divorce, except in so far as the petition is founded on the grounds mentioned in clauses (ii), (vi) and (vii) of sub-section (1) of section 13, the court may, if it considered it just so to do having regard to the circumstances of the case, pass instead a decree for judicial separation.

13B. *Divorce by mutual consent.*—(1) Subject to the provisions of this Act a petition for dissolution of marriage by a decree of divorce, may be presented to the district court by both the parties to a marriage together, whether such marriage was solemnized before or after the commencement of the Marriage Laws (Amendment) Act, 1976, on the ground that they have been living separately for a period of one year or more, that they have not been able to live together and that they have mutually agreed that the marriage should be dissolved.

(2) On the motion of both the parties made not earlier than six months after the date of the presentation of the petition referred to in sub-section (1) and not later than eighteen months after the said date, if the petition is not withdrawn in the meantime, the court shall, on being satisfied, after hearing the parties and after making such inquiry as it thinks fit, that a marriage has been solemnized and that the averments in the petition are true, pass a decree of divorce declaring the marriage to be dissolved with effect from the date of the decree.”

9. *Amendment of section 14.*—In section 14 of the Hindu Marriage Act,—

(i) in sub-section (1),—

(a) for the words “unless at the date of the presentation of the petition three years have elapsed”, the words “unless at the date of the presentation of the petition one year has elapsed” shall be substituted;

(b) in the proviso,—

(1) for the words “before three years have elapsed”, the words “before one year has elapsed” shall be substituted;

(2) for the words “expiry of three years”, the words “expiry of one year” shall be substituted;

(3) for the words “expiration of the said three years” the words “expiration of the said one year” shall be substituted;

(ii) in sub-section (2),—

(a) for the words “expiration of three years” the words “expiration of one year” shall be substituted;

(b) for the words “said three years”, the words “said one year” shall be substituted.

10. *Amendment of section 15.*—In section 15 of the Hindu Marriage Act, the proviso shall be omitted.

11. *Substitution of new section for section 16.*—For section 16 of the Hindu Marriage Act, the following section shall be substituted, namely:—

“16. *Legitimacy of children of void and voidable marriages.*—(1) Notwithstanding that a marriage is null and void under section 11, any child of such marriage who would have been legitimate if the marriage had been valid, shall be legitimate, whether such child is born before or after the commencement of the Marriage Laws (Amendment) Act, 1976, and whether or not a decree of nullity is granted in respect of that marriage under this Act and whether or not the marriage is held to be void otherwise than on a petition under this Act.

(2) Where a decree of nullity is granted in respect of a voidable marriage under section 12, any child begotten or conceived before the decree is made, who would have been the legitimate child of the parties to the marriage if at the date of the decree it had been dissolved instead of being annulled, shall be deemed to be their legitimate child notwithstanding the decree of nullity.

(3) Nothing contained in sub-section (1) or sub-section (2) shall be construed as conferring upon any child of a marriage which is null and void or which is annulled by a decree of nullity under section 12, any rights in or to the property of any person, other than the parents, in any case where, but for the passing of this Act, such child would have been incapable of possessing or acquiring any such rights by reason of his not being the legitimate child of his parents.”

12. *Substitution of new section for section 19.*—For section 19 of the Hindu Marriage Act, the following section shall be substituted, namely:—

“19. *Court to which petition shall be presented.*—Every petition under this Act shall be presented to the district court within the local limits of whose ordinary original civil jurisdiction—

(i) the marriage was solemnized, or

(ii) the respondent, at the time of the presentation of the petition, resides, or

(iii) the parties to the marriage last resided together, or

(iv) the petitioner is residing at the time of the presentation of the petition in a case where the respondent is, at that time, residing outside the territories to which this Act extends, or has not been heard of as being alive for a period of seven years or more by those persons who would naturally have heard of him if he were alive.”

13. *Amendment of section 20.*—In section 20 of the Hindu Marriage Act, in sub-section (1), for the words “and shall also state”, the words and figures “and, except in a petition under section 11, shall also state” shall be substituted.

14. *Insertion of new sections 21A, 21B and 21C.*—After section 21 of the Hindu Marriage Act, the following sections shall be inserted, namely:—

“21A. *Power to transfer petitions in certain cases.*—

(1) *Where—*

(a) a petition under this Act has been presented to a district court having jurisdiction by a party to a marriage praying for a decree for judicial separation under section 10 or for a decree of divorce under section 13, and

(b) another petition under this Act has been presented thereafter by the other party to the marriage praying for a decree for judicial separation under section 10 or for a decree of divorce under section 13 on any ground, whether in the same district court or in a different district court, in the same State, or in a different State,

the petitions shall be dealt with as specified in sub-section (2).

(2) *In a case where sub-section (1) applies,—*

(a) if the petitions are presented to the same district court, both the petitions shall be tried and heard together by that district court;

(b) if the petitions are presented to different district courts, the petition presented later shall be transferred to the district court in which the earlier petition was presented and both the petitions shall be heard and disposed of together by the district court in which the earlier petition was presented.

(3) *In a case where clause (b) of sub-section (2) applies, the court or the Government, as the case may be, competent under the Code of Civil Procedure, 1908 (5 of 1908) to transfer any suit or proceeding from the district court in which the later petition has been presented to the district court in which the earlier petition is pending, shall exercise its powers to transfer such later petition as if it had been empowered so to do under the said Code.*

21B. *Special provision relating to trial and disposal of petitions under the Act.*—(1) The trial of

a petition under this Act shall, so far as is practicable consistently with the interests of justice in respect of the trial, be continued from day to day until its conclusion unless the court finds the adjournment of the trial beyond the following day to be necessary for reasons to be recorded.

(2) Every petition under this Act shall be tried as expeditiously as possible and endeavour shall be made to conclude the trial within six months from the date of service of notice of the petition on the respondent.

(3) Every appeal under this Act shall be heard as expeditiously as possible, and endeavour shall be made to conclude the hearing within three months from the date of service of notice of appeal on the respondent.

21C *Documentary evidence*.—Notwithstanding anything in any enactment to the contrary no document shall be inadmissible evidence in any proceeding at the trial of a petition under this Act on the ground that it is not duly stamped or registered."

15. *Substitution of new section for section 22*.—For section 22 of the Hindu Marriage Act, the following section shall be substituted, namely:—

"22. *Proceedings to be in camera and may not be printed or published*.—(1) Every proceeding under this Act shall be conducted in camera and it shall not be lawful for any person to print or publish any matter in relation to any such proceeding except a judgment of the High Court or of the Supreme Court printed or published with the previous permission of the Court.

(2) If any person prints or publishes any matter in contravention of the provisions contained in sub-section (1), he shall be punishable with fine which may extend to one thousand rupees."

16. *Amendment of section 23*.—In section 23 of the Hindu Marriage Act,—

(a) in sub-section (1),—

(i) in clause (a), after the words "the petitioner", the brackets, words, letters and figures "[except in cases where the relief is sought by him on the ground specified in sub-clause (a), sub-clause (b) or sub-clause (c) of clause (ii) of section 5]" shall be inserted;

(ii) in clause (b), the words, brackets letter and figures "in clause (f) of sub-section (1) of section 10, or" shall be omitted;

(iii) after clause (b), the following clause shall be inserted, namely:—

"(f) when a divorce is sought on the ground of mutual consent, such consent has not been obtained by force, fraud or undue influence, and";

(iv) in clause (c), for the words, "the petition",

the words, brackets and figures "the petition (not being a petition Presented under section 11)" shall be substituted;

(b) to sub-section (2), the following proviso shall be added at the end, namely:—

"Provided that nothing contained in this sub-section shall apply to any proceeding wherein relief is sought on any of the grounds specified in clause (ii), clause (iii), clause (iv), clause (v), clause (vi) or clause (vii) of sub-section (1) of section 13."

(c) after sub-section (2) as so amended, the following sub-sections shall be inserted, namely:—

"(3) For the purpose of aiding the court in bringing about such reconciliation, the court may, if the parties so desire or if the court thinks it just and proper so to do, adjourn the proceedings for a reasonable period not exceeding fifteen days and refer the matter to any person named by the parties in this behalf or to any person nominated by the court if the parties fail to name any person, with directions to the court as to whether reconciliation can be and has been, effected and the court shall in disposing of the proceeding have due regard to the report.

(4) In every case where a marriage is dissolved by a decree of divorce, the court passing the decree shall give a copy thereof free of cost to each of the parties."

17. *Insertion of new section 23A*.—After section 23 of the Hindu Marriage Act, the following section shall be inserted, namely:—

"23A *Relief for respondent in divorce and other proceedings*.—In any proceeding for divorce or judicial separation or restitution of conjugal rights, the respondent may not only oppose the relief sought on the ground of petitioner's adultery, cruelty or desertion, but also make a counter-claim for any relief under this Act on that ground; and if the petitioner's adultery, cruelty or desertion is proved, the court may give to the respondent any relief under this Act to which he or she would have been entitled if he or she had presented a petition seeking such relief on that ground."

18. *Amendment of section 25*.—In section 25 of the Hindu Marriage Act,—

(a) in sub-section (1),—

(i) the words "while the applicant remains unmarried", shall be omitted;

(ii) for the words "and the conduct of the parties", the words "the conduct of the parties and other circumstances of the case" shall be substituted;

(b) in sub-section (3), for the words "it shall rescind the order", the words "it may at the instance of the other party vary, modify or rescind any such order in such manner as the court may deem just" shall be substituted.

19. *Substitution of new sections for section 28.*—For section 28 of the Hindu Marriage Act, the following sections shall be substituted, namely:—

"28. *Appeals from decrees and orders.*—(1) All decrees made by the court in any proceeding under this Act shall be subject to the provisions of sub-section (3), be appealable as decrees of the court made in the exercise of its original civil jurisdiction, and every such appeal shall lie to the court to which appeals ordinarily lie from the decisions of the court given in the exercise of its original civil jurisdiction.

(2) Orders made by the court in any proceeding under this Act under section 25 or section 26 shall, subject to the provisions of sub-section (3), be appealable if they are not interim orders, and every such appeal shall lie to the court to which appeals ordinarily lie from the decisions of the court given in exercise of its original civil jurisdiction.

(3) There shall be no appeal under this section on the subject of costs only.

(4) Every appeal under this section shall be preferred within a period of thirty days from the date of the decree or order.

28A. *Enforcement of decrees and orders.*—All decrees and orders made by the court in any proceeding under this Act shall be enforced in the like manner as the decrees and orders of the court made in the exercise of its original civil jurisdiction for the time being are enforced."

CHAPTER III

AMENDMENTS TO THE SPECIAL MARRIAGE ACT, 1954

20. *Amendment of section 2.*—In section 2 of the Special Marriage Act, 1954 (43 of 1954), (hereinafter referred to as the Special Marriage Act, for clause (e), the following clause shall be substituted, namely:—

"(e) "district court" means, in any area for which there is a city civil court, that court, and in any other area, the principal civil court of original jurisdiction, and includes any other civil court which may be specified by the State Government by notification in the Official Gazette as having jurisdiction in respect of the matters dealt with in this Act;"

21. *Amendment of section 4.*—In section 4 of the Special Marriage Act, for clause (b), the following clause shall be substituted, namely:—

"(b) neither party—

(i) is incapable of giving a valid consent to it in consequence of unsoundness of mind; or

(ii) though capable of giving a valid consent, has been suffering from mental disorder of such a kind or to such an extent as to be unfit for marriage and the procreation of children; or

(iii) has been subject to recurrent attacks of insanity or epilepsy;"

22. *Insertion of new section 21A.*—In Chapter IV of the Special Marriage Act, after section 21, the following section shall be inserted, namely:—

"21A. *Special provision in certain cases.*—Where the marriage is solemnized under this Act of any person who professes the Hindu, Buddhist, Sikh or Jaina religion with a person who professes the Hindu Buddhist, Sikh or Jaina religion, section 19 and section 21 shall not apply and so much of section 20 as creates a disability shall also not apply."

23. *Amendment of section 22.*—To section 22 of the Special Marriage Act, the following Explanation shall be added at the end, namely:—

"Explanation.—Where a question arises whether there has been reasonable excuse for withdrawal from the society, the burden of proving reasonable excuse shall be on the person who has withdrawn from the society."

24. *Amendment of section 23.*—In section 23 of the Special Marriage Act, in sub-section (1), in clause (a), after the word, brackets and figure "sub-section (1)", the words, brackets figure and letter "and sub-section (1A)" shall be inserted.

25. *Amendment of section 24.*—In section 24 of the Special Marriage Act, in sub-section (1), for the words "and may be so declared", the words "and may, on a petition presented by either party thereto against the other party, be so declared" shall be substituted.

26. *Substitution of new section for section 26.*—For section 26 of the Special Marriage Act, the following section shall be substituted, namely:—

"26. *Legitimacy of children of void and voidable marriages.*—(1) Notwithstanding that a marriage is null and void under section 24, any child of such marriage who would have been legitimate if the marriage had been valid, shall be legitimate, whether such child is born before or after the commencement of the Marriage Laws (Amendment) Act, 1976, and whether or not a decree of nullity is granted in respect of that marriage under this Act and whether or not the marriage is held to be void otherwise than on a petition under this Act.

(2) Where a decree of nullity is granted in respect of a voidable marriage under section 25, any child begotten or conceived before the decree is made, who would have been the legitimate child of the parties to the marriage if at the date of the decree it has been dissolved instead of being annulled, shall be deemed to be their legitimate child notwithstanding the decree of nullity.

(3) Nothing contained in sub-section (1) or sub-section (2) shall be construed as conferring upon any child of a marriage which is null and void or which is annulled by a decree of nullity under section 25, any rights in or to the property of any person; other than the parents, in any case where, but for the passing of this Act, such child would have been incapable of possessing or acquiring any such rights by

reason of his not being the legitimate child of his parents.”.

27. *Amendment of section 27.*—In section 27 of the Special Marriage Act, in sub-section (1),—

(a) for clauses (a) and (b), the following clauses shall be substituted, namely:—

“(a) has, after the solemnization of the marriage, had voluntary sexual intercourse with any person other than his or her spouse; or

(b) has deserted the petitioner for a continuous period of not less than two years immediately preceding the presentation of the petition; or”;

(b) in clause (c), the proviso shall be omitted;

(c) for clauses (c), and (f) the following clauses shall be substituted, namely:—

“(e) has been incurably of unsound mind, or has been suffering continuously or intermittently from mental disorder of such a kind and to such an extent that the petitioner cannot reasonably be expected to live with the respondent.

Explanation.—In this clause:—

(a) the expression “mental disorder” means mental illness, arrested or incomplete development of mind, psychopathic disorder or any other disorder or disability of mind and includes schizophrenia;

(b) the expression “psychopathic disorder” means a persistent disorder or disability of mind (whether or not including sub-normality of intelligence) which results in abnormally aggressive or seriously irresponsible conduct on the part of the respondent, and whether or not it requires or is susceptible to medical treatment; or

(f) has been suffering from venereal disease in a communicable form; or”;

(d) in clause (g), the words “for a period of not less than three years immediately preceding the presentation of the petition” shall be omitted;

(e) after clause (h), the following *Explanation* shall be inserted, namely:—

Explanation.—In this sub-section, the expression “desertion” means desertion of the petitioner by the other party to the marriage without reasonable cause and without the consent or against the wish of such party, and includes the wilful neglect of the petitioner by the other party to the marriage, and its grammatical variations and cognate expressions shall be construed accordingly;”;

(f) the words “and by the wife on the ground that her husband has, since the solemnization of the marriage, been guilty of rape, sodomy or bestiality” occurring at the end shall be omitted;

(g) after sub-section (1), the following sub-section shall be inserted, namely:—

“(1A) A wife may also present a petition for divorce

to the district court on the ground,—

(i) that her husband has, since the solemnization of the marriage, been guilty of rape, sodomy or bestiality;

(ii) that in a suit under section 18 of the Hindu Adoptions and Maintenance Act, 1956 (78 of 1956), or in a proceeding under section 125 of the Code of Criminal Procedure, 1973 (2 of 1974) (or under the corresponding section 488 of the Code of Criminal Procedure, 1898) (5 of 1898), a decree or order, as the case may be, has been passed against the husband awarding maintenance to the wife notwithstanding that she was living apart and that since the passing of such decree or order, cohabitation between the parties has not been resumed for one year or upwards.”.

28. *Insertion of new section 27A.*—After section 27 of the Special Marriage Act as so amended, the following section shall be inserted, namely:—

“27A. *Alternate relief in divorce proceedings.*—In any proceeding under this Act, on a petition for dissolution of marriage by a decree of divorce, except in so far as the petition is founded on the ground mentioned in clause (h) of sub-section (1) of section 27, the court may, if it considers it just so to do having regard to the circumstances of the case, pass instead a decree for judicial separation.”.

29. *Amendment of section 28.*—In section 28 of the Special Marriage Act, in sub-section (2), for the words, brackets and figure “On the motion of both the parties made not earlier than one year after the date of the presentation of the petition referred to in sub-section (1) and not later than two years”, the words, brackets and figure “On the motion of both the parties made not earlier than six months after the date of the presentation of the petition referred to in sub-section (1) and not later than eighteen months” shall be substituted.

30. *Amendment of section 29.*—In section 29 of the Special Marriage Act,—

(i) in sub-section (1),—

(a) for the words “unless at the date of the presentation of the petition three years have passed”, the words “unless at the date of the presentation of the petition one year has passed” shall be substituted;

(b) in the proviso,—

(1) for the words “before three years have passed” the words “before one year has passed” shall be substituted;

(2) for the words “expiry of three years”, the words “expiry of one year” shall be substituted;

(3) for the words “expiration of the said three years”, the words “expiration of the said one year” shall be substituted;

(ii) in sub-section (2),—

(a) for the words “expiration of three years”, the words “expiration of one year” shall be substituted;

(b) for the words "said three years", the words "said one year" shall be substituted.

(g), and clause (h) of sub-section (1) of section 27.;

31. *Amendment of section 30.*—In section 30 of the Special Marriage Act, the words "and one year has elapsed thereafter but not sooner," shall be omitted.

32. *Amendment of section 31.*—For sub-section (1) of section 31 of the Special Marriage Act, the following sub-section shall be substituted, namely:—

"(1) Every petition under Chapter V or Chapter VI shall be presented to the district court within the local limits of whose original civil jurisdiction—

(i) the marriage was solemnized; or

(ii) the respondent, at the time of presentation of the petition resides; or

(iii) the parties to the marriage last resided together; or

(iv) the petitioner is residing at the time of the presentation of the petition, in a case where the respondent is, at that time, residing outside the territories to which this Act extends, or has not been heard of as being alive for a period of seven years by those who would naturally have heard of him if he were alive."

33. *Substitution of new section for section 33.*—For section 33 of the Special Marriage Act, the following section shall be substituted, namely:—

"33. *Proceedings to be in camera and may not be printed or published.*—(1) Every proceeding under this Act, shall be conducted *in camera* and it shall not be lawful for any person to print or publish any matter in relation to any such proceeding except a judgement of the High Court or of the Supreme Court printed or published with the previous permission of the Court.

(2) if any person prints or publishes any matter in contravention of the provisions contained in sub-section (1), shall be punishable with fine which may extend to one thousand rupees."

34. *Amendment of section 34.*—In section 34 of the Special Marriage Act,—

(a) in sub-section (1), in clause (b), for the words "where the ground of the petition is adultery, the petitioner has not in any manner been accessory to or connived at or condoned the adultery," the words, brackets, letter and figures "where the petition is founded on the ground specified in clause (a) of sub-section (1) of section 27, the petitioner has not in any manner been accessory to or connived at or condoned the act of sexual intercourse referred to therein," shall be substituted;

(b) to sub-section (2), the following proviso shall be added at the end, namely:—

"Provided that nothing contained in this sub-section shall apply to any proceeding wherein relief is sought on any of the grounds specified in clause (c), clause (e), clause (f), clause

(c) after sub-section (2) as so amended, the following sub-sections shall be inserted, namely:—

"(3) For the purpose of aiding the court in bringing about such reconciliation, the court may, if the parties so desire or if the court thinks it just and proper so to do, adjourn the proceedings for a reasonable period not exceeding fifteen days and refer the matter to any person named by the parties in this behalf or to any person nominated by the court if the parties fail to name any persons, with directions to report to the court as to whether reconciliation can be and has been, effected and the court shall in disposing of the proceeding have due regard to the report.

(4) In every case where a marriage is dissolved by a decree of divorce, the court passing the decree shall give a copy thereof free of cost to each of the parties."

35. *Substitution of new section for section 35.*—For section 35 of the Special Marriage Act, the following section shall be substituted, namely:—

"35. *Relief for respondent in divorce and other proceedings.*—In any proceeding for divorce or judicial separation or restitution of conjugal rights, the respondent may not only oppose the relief sought on the ground of petitioner's adultery, cruelty or desertion, but also make a counter-claim for any relief under this Act, on that ground, and if the petitioner's adultery, cruelty or desertion is proved, the court may give to the respondent any relief under this Act to which he or she would have been entitled if he or she had presented a petition seeking such relief on that ground."

36. *Amendment of section 37.*—In section 37 of the Special Marriage Act,—

(a) in sub-section (1), for the words "and the conduct of the parties", the words "the conduct of the parties and other circumstances of the case" shall be substituted;

(b) in sub-section (3), for the words "it shall rescind the order", the words "it may, at the instance of the husband vary, modify or rescind any such order and in such manner as the court may deem just" shall be substituted.

37. *Substitution of new sections for section 39.*—For section 39 of the Special Marriage Act, the following sections shall be substituted, namely:—

"39. *Appeals from decrees and orders.*—(1) All decrees made by the court in any proceeding under Chapter V or Chapter VI shall, subject to the provisions of sub-section (3), be appealable as decrees of the court made in the exercise of its original civil jurisdiction, and such appeal shall lie to the court to which appeals ordinarily lie from the decisions of the court given in the exercise of its original civil jurisdiction.

Copy of Notification No. 9/21/76-FC dated 29th May, 1976 from Joint Secretary to the Government of India, Ministry of Information and Broadcasting, New Delhi addressed to all State Governments/Union Territory Administrations; etc. etc.

NOTIFICATION

"S.O....—In exercise of the powers conferred by clause (c) of sub-section (2) of Section 6 of the Cinematograph Act, 1952 (37 of 1952), the Central Government hereby directs that the exhibition of the film entitled "Stree Purush" (Revised) (Hindi) which has been granted an 'A' certificate No. 3267 dated the 13th October, 1975, by the Central Board of Film Censors, be suspended for a period of two months with effect from the date of issue of this notification.

(No. 9/21/76-FC)
L. DAYAL,
Joint Secretary.

भारत सरकार

सूचना और प्रसारण मंत्रालय

अधिसूचना

नई दिल्ली, 29 मई, 1976

एस० ओ०....—चलचित्र अधिनियम, 1952 (1952 का 37) की धारा 6 की उप-धारा (2) के खंड (ग) द्वारा प्रदत्त अधिकारों का प्रयोग करते हुए, केन्द्रीय सरकार एतद्वारा यह निदेश देती है कि "स्त्री पुरुष" (संशोधित) (हिन्दी) नामक फिल्म, जिसे केन्द्रीय फिल्म सेंसर बोर्ड द्वारा 'ए' प्रमाण-पत्र संख्या 3267 तारीख 13 अक्टूबर, 1975 प्रदान किया गया है, का प्रदर्शन इस अधिसूचना के जारी होने की तारीख से 2 मास की अवधि के लिए रोक दिया जाए।

(9/21/76 एफ० सी०)

लक्ष्मीश्वर दयाल,
संयुक्त सचिव।

Copy of Notification No. 9/21/76-FC, dated 29th May, 1976 from Joint Secretary to the Government of India, Ministry of Information and Broadcasting, New Delhi, addressed to all State Governments/Union Territory Administrations; etc. etc.

NOTIFICATION

S.O....—In exercise of the powers conferred by clause (c) of sub-section (2) of Section 6 of the Cinematograph Act, 1952 (37 of 1952), the Central Government hereby directs that the exhibition of the film entitled "Dhampathya Ragshyam" (Malayalam) which has been granted an 'A' certificate No. 3251 dated the 3rd May, 1975, by the Central Board of Film Censors, be suspended for a period of two months with effect from the date of issue of this notification.

(No. 9/21/76-FC)
L. DAYAL,
Joint Secretary.

भारत सरकार

सूचना और प्रसारण मंत्रालय

अधिसूचना

नई दिल्ली, 29 मई, 1976

एस० ओ०....—चलचित्र अधिनियम, 1952 (1952 का 37) की धारा 6 की उप-धारा (2) के खंड (ग) द्वारा प्रदत्त अधिकारों

का प्रयोग करते हुए, केन्द्रीय सरकार एतद्वारा यह निदेश देती है कि "धांपल्य रहस्यम्" (मलयालम) नामक फिल्म, जिसे केन्द्रीय फिल्म सेंसर बोर्ड द्वारा 'ए' प्रमाण-पत्र संख्या 3251 तारीख 3 मई, 1975 प्रदान किया गया है, का प्रदर्शन इस अधिसूचना के जारी होने की तारीख से 2 मास की अवधि के लिए रोक दिया जाए।

(फ० संख्या 9/21/76 एफ० सी०)

लक्ष्मीश्वर दयाल,
संयुक्त सचिव।

Copy of Notification No. 9/21/76-FC, dated 29th May, 1976, from Joint Secretary to the Government of India, Ministry of Information and Broadcasting, New Delhi, addressed to all State Governments/Union Territory Administrations; etc. etc.

NOTIFICATION

S.O....—In exercise of the powers conferred by clause (c) of sub-section (2) of Section 6 of the Cinematograph Act, 1952 (37 of 1952), the Central Government hereby directs that the exhibition of the film entitled "Vazhkai Ragasyad" (Tamil) which has been granted an 'A' certificate No. 3235 dated the 27th August, 1974 by the Central Board of Film Censors, be suspended for a period of two months with effect from the date of issue of this notification.

(No. 9/21/76-FC)
L. DAYAL,
Joint Secretary.

भारत सरकार

सूचना और प्रसारण मंत्रालय

अधिसूचना

नई दिल्ली, 29 मई, 1976

एस० ओ०.... चलचित्र अधिनियम, 1952 (1952 का 37) की धारा 6 की उप-धारा (2) के खंड (ग) द्वारा प्रदत्त अधिकारों का प्रयोग करते हुए, केन्द्रीय सरकार एतद्वारा यह निदेश देती है कि "वांके रहस्यम्" (तमिल) नामक फिल्म, जिसे केन्द्रीय फिल्म सेंसर बोर्ड द्वारा 'ए' प्रमाण-पत्र संख्या 3235 तारीख 27 अगस्त, 1974 प्रदान किया गया है, का प्रदर्शन इस अधिसूचना के जारी होने की तारीख से 2 मास की अवधि के लिए रोक दिया जाए

(9/21/76 एफ० सी०)

लक्ष्मीश्वर दयाल,
संयुक्त सचिव।

Copy of Notification No. 9/21/76-FC, dated 29th May, 1976 from Joint Secretary to the Government of India, Ministry of Information and Broadcasting, New Delhi, addressed to all State Governments/Union Territory Administration; etc. etc.

NOTIFICATION

S.O....—In exercise of the powers conferred by clause (c) of sub-section (2) of Section 6 of the Cinematograph Act, 1952 (37 of 1952), the Central Government hereby directs that the exhibition of the film entitled "Marmakalai" (Tamil) which has been granted an 'A' certificate

No. 3281 dated the 22nd January, 1976, by the Central Board of Film Censors, be suspended for a period of two months with effect from the date of issue of this notification.

(No. 9/21/76-F.C.)
L. DAYAL,
Joint Secretary.

भारत सरकार

सूचना और प्रसारण मंत्रालय

अधिसूचना

नई दिल्ली, 29 मई, 1976

एस0 थो0...—चलचित्र अधिनियम, 1952 (1652 का 37) की धारा 6 की उप-धारा (2) के खंड (ग) द्वारा प्रदत्त अधिकारों का प्रयोग करते हुए, केन्द्रीय सरकार एतद्वारा यह निदेश देती है कि 'मर्मकले' (तमिल) नामक फिल्म, जिसे केन्द्रीय फिल्म सेंसर बोर्ड द्वारा 'ए' प्रमाण-पत्र संख्या 3281 तारीख 22 जनवरी, 1976 प्रदान किया गया है, का प्रदर्शन इस अधिसूचना के जारी होने की तारीख से 2 मास की अवधि के लिए रोक दिया जाए।

(9/21/76 एफ0 सी0)।

लक्ष्मीदेवर दयाल,
संयुक्त सचिव।

Copy of Notification No. 9/21/76-FC, dated 29th May, 1976 from Joint Secretary to the Government of India, Ministry of Information and Broadcasting, New Delhi, addressed to All State Governments/Union Territory Administration; etc. etc.

NOTIFICATION

S.O.—In exercise of the powers conferred by clause (c) of sub-section (2) of Section 6 of the Cinematograph Act, 1952 (37 of 1952), the Central Government hereby directs that the exhibition of the film entitled "Gupt Gyan" (Hindi) which has been granted an 'A' certificate No. 3205, dated the 19th December, 1973, by the Central Board of Film Censors, be suspended for a period of two months with effect from the date of issue of this notification.

(No. 9/21/76-F C).
L. DAYAL,
Joint Secretary.

भारत सरकार

सूचना और प्रसारण मंत्रालय

अधिसूचना

नई दिल्ली, 29 मई, 1976

एस0 थो0...—चलचित्र अधिनियम, 1952 (1952 का 37) की धारा 6 की उप-धारा (2) के खंड (ग) द्वारा प्रदत्त अधिकारों का प्रयोग करते हुए, केन्द्रीय सरकार एतद्वारा यह निदेश देती है कि "गुप्त.ज्ञान" (हिन्दी) नामक फिल्म, जिसे केन्द्रीय फिल्म सेंसर बोर्ड द्वारा 'ए' प्रमाण पत्र संख्या 3205 तारीख 19 दिसम्बर, 1973 प्रदान किया गया है, का प्रदर्शन इस अधिसूचना के जारी होने की तारीख से 2 मास की अवधि के लिए रोक दिया जाए।

(9/21/76 एफ0 सी0)।

लक्ष्मीदेवर दयाल,
संयुक्त सचिव।

GENERAL ADMINISTRATION DEPARTMENT (C-SECTION)

NOTIFICATION

Simla-171002, the 12th October, 1976

No. 11-11/74-GAC.—The Order No. 201/1/76-F(P)-App-2073, dated the 14th September, 1976 issued by the Government of India, Ministry of Information and Broadcasting, New Delhi, and published in the Gazette of India, extraordinary, Part II, section 3, sub-section (ii) is hereby published for information of general public.

B. D. SHAUNAK,
Under Secretary.

GOVERNMENT OF INDIA

MINISTRY OF INFORMATION AND BROADCASTING

ORDER

New Delhi-110001, the 14th September, 1976

S. O.....—In pursuance of the directions issued under the provision of each of the enactments specified in the first Schedule to the Order of the Government of India in the Ministry of Information and Broadcasting No. S.O. 3792, dated the 2nd December, 1966, the Central Government after considering the recommendations of the Film Advisory Board, Bombay, hereby approves the films specified in the column 2 of the Schedule annexed hereto in all its/their language versions to be of the description specified against it/each in column 6 of the said schedule.

| 1 | 2 | 3 | 4 | 5 | 6 |
|---|-------------|--|---|---|--|
| 3. भारतीय समाचार चित्र संख्या 1448. | 265-00 मीटर | फिल्म प्रभाग, भारत सरकार 24-पैडर रोड, बम्बई-26. | | समाचार और सामयिक घटनाओं की फिल्म। | |
| 4. भारतीय समाचार चित्र संख्या 1448-क सफलता का एक वर्ष | 296-00 मीटर | | -तथैव- | | -तथैव- |
| 5. भारतीय समाचार चित्र संख्या 1449. | 157-00 मीटर | | -तथैव- | | -तथैव- |
| 6. भारतीय समाचार चित्र संख्या 1449 (उत्तरी संस्करण)। | 235-00 मीटर | | -तथैव- | | तथैव-(उत्तरी सर्किट में प्रदर्शन के लिए)। |
| 7. भारतीय समाचार चित्र संख्या 1450. | 238-00 मीटर | | -तथैव- | | समाचार और सामयिक घटनाओं की फिल्म। |
| 8. भारतीय समाचार चित्र संख्या 1450 (पूर्वी संस्करण)। | 301-00 मीटर | | -तथैव- | | समाचार और सामयिक घटनाओं की फिल्म। (पूर्वी सर्किट में प्रदर्शन के लिए)। |
| 9. ग्रामीण स्पृद्धि और रोजगार | 280-00 मीटर | | -तथैव- | | शिक्षा सम्बन्धी (अधे शहरी और ग्रामीण क्षेत्रों में प्रदर्शन के लिए)। |
| 10. तकनीकी उपलब्धि। | 289-00 मीटर | | -तथैव- | | शिक्षा सम्बन्धी। |
| 11. आप भी ऐसा कर सकते हैं। | 275-00 मीटर | | -तथैव- | | -तथैव- |
| 12. मुनहरी मौका | 283-00 मीटर | | -तथैव- | | -तथैव- |
| 13. आविष्कारक को प्रोत्साहन। | 315-00 मीटर | | -तथैव- | | -तथैव- |
| 14. मिजोरम (रंगीन) | 368-00 मीटर | | -तथैव- | | -तथैव- |
| 15. नई लहर | 304-00 मीटर | | -तथैव- | | -तथैव- |
| 16. हथकरघा उद्योग | 246-28 मीटर | श्री वी० प्रभाकर द्वारा बम्बई, फिल्म प्रयोग शाला दादर, बम्बई। | सूचना और जन सम्पर्क निदेशक, उत्तर प्रदेश सरकार। | शिक्षा सम्बन्धी (उत्तर प्रदेश सर्किट में प्रदर्शन के लिए)। | |
| 17. मुन्नी जीवन का सही प्रबन्ध | 153-72 मीटर | जन सम्पर्क अधिकारी भारत का जीवन विमा निगम, केंद्रीय कार्यालय, कर्फी पैरडू, कोलाबा, बम्बई-21। | मैसर्स मोहन वधवानी प्रोडक्शन 5वां तल्ले पाल्पोजी मेशन 43 निगम, केंद्रीय कार्यालय, कर्फी पैरडू, कोलाबा, बम्बई-5। | शिक्षा सम्बन्धी | |
| 18. महिनि चित्र संख्या 231 | 228-60 मीटर | महापक सूचना निदेशक, गुजरात सरकार, गांधी नगर। | सूचना आयुक्त गुजरात राज्य गांधी नगर। | समाचार और सामयिक घटनाओं की फिल्म (गुजरात सर्किट में प्रदर्शन के लिए)। | |
| 19. ग्रामीण विद्युतीकरण | 243-78 मीटर | श्री वी० प्रभाकर द्वारा बम्बई फिल्म प्रयोग-शाला दादर, बम्बई। | सूचना और जन-सम्पर्क निदेशक, सूचना भवन, लखनऊ। | शिक्षा सम्बन्धी (उत्तर प्रदेश सर्किट में प्रदर्शन के लिए)। | |
| 20. इल्ल पद अम्मम तेन्द पुदिय मय्दायम्। | 262-13 मीटर | श्री एस० वी० रामानन् जयश्री पिक्चर्स 25, 1-मेन रोड, सी० आई टी० कालोनी, मद्रास-41। | | -तथैव- (तमिलनाडु सर्किट में प्रदर्शन के लिए)। | |
| 21. आशा की किरण | 251-00 मीटर | फिल्म प्रभाग, भारत सरकार, 24-पैडर रोड, बम्बई-26। | | शिक्षा सम्बन्धी | |
| 22. प्रवान मन्त्री की जनवादी गणतन्त्र तथा अफगानिस्तान यावा (रंगीन)। | 516-00 मीटर | | -तथैव- | | -तथैव- |

| 1 | 2 | 3 | 4 | 5 | 6 |
|----------------------------|-------------|--------------------------------------|--------------------------------|---|---|
| 23. महिति चित्र संख्या 232 | 213-36 मीटर | सहायक सूचना निदेशक, गुजरात सरकार। | सूचना निदेशक, गुजरात सरकार। | समाचार और सामयिक घटनाओं की किरण (गुजरात मॉडल में प्रदर्शन के लिए)। | |

[फाईल संख्या 201/1/76-एफ0 (पी0)परमिट संख्या 2073]

व्याम सुन्दर नेट,
अनुभाग अधिकारी (विशेष)

भाग 7—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं

शून्य

अनूपूरक

शून्य

PART III

LANGUAGES AND CULTURAL AFFAIRS DEPARTMENT

NOTIFICATION

Simla-171002, the 18th October, 1976

No. LCA-B(15)-15/75.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, in consultation with the Himachal Pradesh Public Service Commission, is pleased to frame the Recruitment and Promotion Rules in respect of the posts of District Language Officers/Research Assistance/Junior Lecturers Class-III (Non Gazetted, Non-Ministerial) Technical, in the Department of Languages and Cultural Affairs, Himachal Pradesh as per Annexure.

2. These rules shall come into force with effect from the date of their publication in the Rajpatra.

ANNEXURE

Recruitment and Promotion Rules for the post of District Language Officers/Research Assistants/Junior Lecturers in the Department of Languages and Cultural Affairs.

1. Name of the post District Language Officers/Research Assistants/Junior Lecturers.
2. Number of posts 12
3. Classification Class-III (Non-Gazetted, Non-Ministerial).
- 3A. Whether the post is technical/quasi-technical/non-technical according to Technical.

para 23 of the
Brochure for
reservation for
Scheduled Castes/
Scheduled Tribes.

4. Scale of pay Rs. 300—600.
5. Whether selection post or non-selection post. Selection.
6. Age for direct recruits. Between 18 and 27 years.

7. Minimum education and other qualifications required for direct recruits. *Essential:*
M.A. Second Class in Hindi/Sanskrit or M. A. Second Class in any subject with Honours in Hindi/Sanskrit from a recognised University or its equivalent.

Desirable:

- (i) One year's experience in translation terminology, lexicography or editing.
- (ii) Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in peculiar conditions prevailing in the Pradesh.

8. Whether age and educational qualifications prescribed for direct recruits will apply in case of promotees. No.

9. Period of probation, if any. 2 years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and for reasons to be reduced to writing.
10. Method of recruitment whether by direct recruitment or by promotion, deputation/transfer and the percentage of vacancies to be filled by various methods. By direct recruitment...50% By promotion/failing which by deputation/transfer...50%
11. In case of recruitment by promotion, deputation/transfer, grades from which promotion/deputation/transfer to be made. By promotion from amongst: (i) Junior Research Assistants/Sanskrit Organisers/Cultural Organisers having graduate qualifications with Honour in Hindi/Sanskrit and having three years' service as such...25%. (ii) Instructors having graduate qualifications with Honours in Hindi/Sanskrit and having three years' service as such...25%.
- In the following roster:—
1st post Junior Research Asstts./Sanskrit Organisers/Cultural Organisers.
2nd post Direct recruit.
3rd post Instructors.
4th post Direct recruit.
(this roster will be repeated after every fourth post).
Deputation/transfer from amongst officials possessing essential qualifications prescribed for direct recruits and holding more and less equivalent posts under the State Government.
12. If a D. P. C. exists, what is its composition. Class-III D. P. C. to be constituted by the Government from time to time.
13. Circumstances in which H. P. P. S. C. making recruitment. As required under the law.
- Foot notes:
1. Upper-age limit for direct recruits will not be applicable to candidates already in the service of the Government.
 2. Upper-age limit is relaxable for Scheduled Castes/Tribes candidates and other categories of persons to the extent permissible under the general or special orders of the Himachal Pradesh Government.
 3. Age and qualifications in case of direct recruits, relaxable at the discretion of the commission in case of candidates otherwise well qualified.
 4. Provisions of Col. 10 and 11 are to be revised by the Government in consultation with the H. P. Public Service Commission as and when the number of posts under col. 2 are increased or decreased.
 5. Age limit for direct recruits will be reckoned from the last date fixed for receipt of applications by the Commission.
 6. Where the Government is of the opinion that is necessary or expedient to do so, it may by order for reasons to be recorded in writing and in consultation with the H. P. Public Service Commission, relax any of the provisions of these rules with respect to any class or category of person or post.
 7. Selection for appointment in case of direct recruits, shall be made on the basis of *viva voce* test, if the Commission so considers necessary or expedient, by a written test, the standard/syllabus etc. of which will be determined by the Commission or a practical test.
- By order,
S. K. ALOK,
Secretary.

PART V

व अदालत श्रीमान एम 0 आर 0 मेहता, सहायक कुलकर्त प्रथम
श्रेणी नालागढ़

विषय:—1. श्री मुनशा पुत्र गंगू, 2. श्री सन्त राम पुत्र खड्क,
साकनान माजरा, परगना पलासी, तहसील नालागढ़।

बनाम

1. उजागर सिंह पुत्र दलत सिंह, साकन दमोटा, 2. भाग सिंह,
3. प्रीतम सिंह पिसरात मान सिंह, साकनान माजरा, 4. अजमेर
सिंह, 5. इजरा, 6. गुरनाम पिसरात शिव चन्द, साकनान माजरा,

7. बाबू राम पुत्र शिव चन्द, साकन माजरा, 8. रतन सिंह पुत्र
मंगल, सकना माजरा, 9. गुरचरण सिंह पिसरात तेजा सिंह, सकना
माजरा, 10. भजना, 11. बन्त सिंह पिसरात गेंदा राम, साकनान
माजरा, 12. सरदारा पुत्र राम दोस, सकना माजरा, 13. केवल
सिंह पुत्र मंगल, साकन माजरा, परगना पलासी, तहसील नालागढ़।

वरखासत तकसीम मुंवाजी 153 विद्या बाका रकबा
दमोटा।

इस्तहार बनाम उपरोक्त फरीकन दोम 13 अशाखास उजागर सिंह
आदि। हरगाह श्री मुनशा सिंह फरीक अब्बल ने हमारे खबर दरहस्त

पेश की है कि उपरोक्त फरीकन उजागर सिंह आदि ग्राम में रहाइश पजीर नहीं है कुछ लापता है और कुछ इन में से बाहिर मलाजमत में हैं जिनकी इतलायावी आसान तरीके से नहीं करवाई जा सकती। यह अदालत हजा को भी पूरा यकीन हो गया है कि इन उपरोक्त 13 अशखस उजागर आदि फरीकन दोम पर तामील करवाई जानी आसान तरीके से नहीं हो सकती।

अदालतन हाकिम या कर अपने खिलाफ मुकदमा तकसीम की पैगजी कर सकते हैं। बसूरत दिगर कार्यवाही यकतरफा अमल में लाई जावेगी।

आज तारीख 5-10-76 को हमारे इम्ताअर व मोहूर अदालत में जारी हुआ।

लिहाजा बजरिया इस्तहार अखबारी उपरोक्त उजागर सिंह आदि 13 अशखस को मुतला किया जाता है कि वह मिति 8-11-76 की सुबह 10 बजे अदालत हजा में अमालतन या

मोहूर।

एम० चार० मेहता,
महायक कुल्लक्टर प्रथम श्रेणी,
नालागढ़।